Agenda

Catherine Rybczynski Town Clerk

Town Board of the Town of Hamburg

March 13, 2023

- 1. Roll Call
- 2. Pledge of Allegiance
- 3. Minutes of Previous Meetings
- 4. Town Clerks Conference
- 5. Taylor Road Alcohol Waivers
- 6. Senior Van Rates
- 7. Recreation Rate Recommendations
- 8. William D. Williams Stormwater Design
- 9. Town Park Dredging and Boat Ramp Repair Award
- 10. PAF Youth, Recreation & Senior Services
- 11. Industrial Rezoning Resolution Camp Road
- 12. Industrial Rezoning Resolution Lakeview
- 13. Industrial Rezoning Resolution Lakeview Railroad
- 14. Industrial Rezoning Resolution Old Concrete
- 15. Industrial Rezoning Resolution Operating Engineers
- 16. Business from the Floor
- 17. Meeting is adjourned by Supervisor

3. Minutes of Previous Meetings

RESOLVED that the Hamburg Town Board does hereby approve the minutes of the previous meetings as follows:

Regular Town Board Meeting 02.13.2023 Regular Town Board Meeting 02.27.2023

Moved: Comerford

4. Town Clerks Conference

WHEREAS, the Town Board approved the out of town travel of the Town Clerk, Catherine Rybczynski to attend the 41st annual New York State Town Clerk's Association conference in Syracuse, NY from April 22-April 25, 2023

The estimated costs are as follows:

Conference Registration \$180.00 Hotel/Meals \$543.00 Transportation \$90.00 \$813.00

Funds are available in account A1410.492 and A1410.451

Moved: Comerford

5. Taylor Road Alcohol Waivers

Request a Resolution from the Town Board authorizing alcohol waivers for the following March/April Taylor Road Cabin rentals:

3/18/23, 3/19/23, 3/23/23, 3/24/23, 3/25/23, 3/26/23, 4/1/23, 4/2/23, 4/8/23, 4/13/23, 4/15/23, 4/16/23, 4/20/23, 4/22/23, 4/23/23, 4/24/23, 4/29/23, 4/30/23

6. Senior Van Rates

WHEREAS, the Youth, Recreation & Senior Services Department is working to become more efficient and streamline administrative tasks and has decided to only charge one fee for each of the 6 routes/programs for the van service, which is in compliance with ADA regulations, the prices are as follows:

Senior programs at	\$4.00
(Hamburg Senior Community Center)	
In-Town	\$10.00
Intermediate	\$20.00
City/North	\$30.00
Adult Day Service	\$10.00
Grocery	\$8.00

7. Recreation Rate Recommendations

WHEREAS, the full time staff of the Recreation Department ("the department) and the members of the Recreation Advisory Board (RAB) annually conduct a review of all charges and fees for programs, leagues, rentals, classes, etc. administered and operated by the department, and

WHEREAS, the discussion of possible changes to said fees took place among the aforementioned parties last week, and

WHEREAS, the department and RAB did determine that a modest increase of fees/charges to some of the programs offered is justified and warranted based on the current market trends, cost increases and other determining factors, and

WHEREAS, the department and RAB have submitted for consideration to the Hamburg Town Board the modifications as follows:

Current Rate 2023 Proposed

Summer Youth Basketball Leagues

Resident \$175.00 \$180.00

Non-Resident \$225.00 \$230.00

Adult Basketball Leagues

Resident \$220.00 \$227.00

Non-Resident \$320.00 \$330.00

Learn to Swim/Tiny Tot Aquatics

Resident \$35.00 \$37.00

Non-Resident - Prime \$45.00 \$47.00

Intro to Life Guarding

Resident \$40.00 \$42.00

Non-Resident \$50.00 \$52.00

Golf Course Season Pass

Res Adult \$475.00 \$490.00

Regular Adult \$580.00 \$590.00

Res Senior \$425.00 \$435.00

Regular Senior \$555.00 \$560.00

Golf Course Family Pass

Res 2 Individuals \$770.00 \$790.00

Res Each Individual after 2 \$325.00 \$335.00

Regular 2 Individuals \$1,050.00 \$1,080.00

Regular Each Individual after 2 \$440.00 \$450.00

Weekday 18 Hole rate

Res Adult \$20.00 \$21.00

Regular Adult \$24.00 \$25.00

Weekend 18 Hole rate

Res Adult \$22.00 \$23.00

Regular Adult \$26.00 \$27.00

Taylor Road

(Implemented in May 2024)

Friday Night Rate Weekend Rates
Resident Weekend \$350.00 \$375.00

Non-Resident Weekend \$400.00 \$425.00

Saturday Adaptive Gym

All Registrants \$35.00 \$37.00

Start Smart Programs

Resident \$60.00 \$65.00

Non-resident \$70.00 \$76.00

Intro to Performing Arts

All Registrants \$55.00 \$60.00

Flag Football

Resident \$90.00 \$100.00

Non-resident \$100.00 \$110.00

Summer Tot/Town Tot

Resident \$10.00 \$11.00

Non-resident \$14.00 \$16.00

Summer Day Camp

Resident Weeks 2-7 \$150.00 \$175.00

2nd Child \$75.00 \$110.00

Non-Resident Weeks 2-7 \$175.00 \$200.00

2nd Child \$88.00 \$125.00

Summer Day Camp Week 1-Holiday

Resident \$120.00 \$140.00

2nd Child \$60.00 \$85.00

Non-Resident \$140.00 \$160.00

2nd Child \$70.00 \$95.00

Beach Stickers

Resident Adult \$25.00 \$30.00

Beach Sticker Guest Pass

All \$10.00 \$15.00

Gym Rental Fee

All Non-For-Profits \$25.00 \$35.00

NOW, THERFORE BE IT RESOLVED, that the Hamburg Town Board does hereby approve the recommendations proposed by the department and the RAB as contained and enumerated above.

8. William D. Williams Stormwater Design

WHEREAS, the Town of Hamburg owns and maintain a public park known as William D. Williams Town Park; and

WHEREAS, it is in need of upgrades and reconstruction of drainage inlets and piping; and

WHEREAS, the Town of Hamburg Engineering Department has solicited for Professional Engineering services to survey, design, and perform a hydrological and hydraulic analysis, and generate construction bid documents replace existing stormwater infrastructure;

THEREFORE BE IT RESOLVED, based on recommendation of the Engineering Department, the Hamburg Town Board authorize the Town Supervisor to sign the proposal from Nussbaumer and Clarke, Inc. for the Williams D. Williams Park Storm water drainage project in the amount of \$15,000.00.

Funds available in DA.0000.0909-DA Fund Balance

9. Town Park Dredging and Boat Ramp Repair Award

WHEREAS, the Town of Hamburg Engineering Department have prepared bid documents for the Town of Hamburg Town Beach Dredging 3-year term agreement and Ramp Repair Project.; and

WHEREAS, a Public Bid Opening was held on Tuesday, March 7, 2023, and

WHEREAS, the Town of Hamburg received sealed bids from four eligible contractors,

WHEREAS, that the lowest responsible bidder for this project is Union Concrete & Construction Corp., having submitted bids for hourly rate amounts for the calendar years (2023 \$2,700.00/HR,), (2024 \$2,855.00/HR), & (2025 \$3,015.00/HR.); and Base Bid 2 Item (Ramp Repair) in the amount of \$89,900.00;

BE IT RESOLVED, that the Town Supervisor is authorized to sign the contractual agreement with Union Concrete & Construction Corp., and issue the Notice of Award and Notice to Proceed at the appropriate times.

Cost of this project will be charged to A.7230.0406 – Dredging; additional funds for ramp repair to be supplemented by Fund Balance A.0000.0909.

10. PAF - Youth, Recreation & Senior Services

BE IT RESOLVED, that the Town Board approve the termination and hiring of personnel for the Youth, Recreation & Senior Services Dept. as follows:

MOVED: Connolly

ATTACHMENTS:

Description Upload Date Type

TOWN OF HAMBURG - PERSONNEL ACTION FORM

						Full time	Full time PT/Sea/temp Termination	Termination
#	Emp #	Employee Name	N or R	Position	Start date	hourly rate	hourly rate	Date
Н	2710	Chaffee, Steven	Я	Rec Attd-A7310-P/T	3/14/23		\$17.00	
2	4040	Jedynak, Richard		Van Driver-A6772-P/T				2/28/2023
	4040	Jedynak, Richard	R	Van Driver-A6772-Seas.	3/1/23		\$15.25	
æ	4679	Kuznicki, Thomas	Я	Rec Attd-ER7251-P/T	3/14/23		\$14.25	
4	5023	Montileone, Linda		Rec Attd-A6772-P/T				2/28/2023
	5023	Montileone, Linda	R	Rec Attd-A6772-Seas.	3/1/23		\$14.25	
						et.s		

11. Industrial Rezoning Resolution - Camp Road

WHEREAS, this resolution introduces a proposed amendment to the Zoning Map of the Town of Hamburg to rezone parcels on the west side of Camp Road near the intersection with Sowles Road with the following SBL numbers from M-2 Light Industrial to C-2 General Commercial: 170.00-3-4.1, 170.0-3-6.31, 170.00-3-32, 170.00-3-6.2, and 170.00-3-30; and

WHEREAS, the proposed zoning map amendment is proposed in the form of a Local Law pursuant to the authority granted to the Town of Hamburg ("Town") Town Board ("Town Board") and the Town by Articles 2 and 3 of the New York State Municipal Home Rule Law and by Article 2 of the New York State Statute of Local Governments, and the Town Board is authorized and empowered by Chapter 280, Article XLVIII of the Code, and Article 16 of New York Town Law to amend the Zoning Map of the Town to meet the growing and changing needs of the Town; and

WHEREAS, since 2019, the Town has been in the process of updating its Comprehensive Plan, and evaluating potential Zoning Code and Zoning Map amendments throughout the Town, including industrial properties, and evaluating other land use issues throughout the Town; and

WHEREAS, through the process of updating its Comprehensive Plan, the Town has identified areas that it views as improperly zoned in light of changes in the Town and the region since the adoption of the last Comprehensive Plan update in 2008; and

WHEREAS, the Town's new 2022 Comprehensive Plan ("Plan") has been adopted and the Town Board has authorized the Town's Planning Department and the Town's Planning Consultant to begin the implementation of the Plan; and

WHEREAS, in anticipation of the introduction of the proposed zoning map amendment, the Town's Planning Consultant has prepared for the Town Board's review Part 1 of a Full Environmental Assessment Form ("FEAF"), pursuant to SEQRA, of which a copy is attached as Exhibit A to this Resolution; and

WHEREAS, pursuant to New York State Municipal Rule Law § 20, a copy of this Resolution was received by each member of the Town Board prior to this meeting and the Proposed Local Law shall be deemed to be on the desk of each member of the Town Board as of tonight's Town Board meeting.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF HAMBURG AS FOLLOWS:

- 1. The Town Board has determined that they would like to proceed with the rezoning of these parcels.
- 2. For the reasons set forth in this Resolution, and pursuant to New York State Municipal Home Rule Law § 20 and Sections 8-15 and 280-338 of the Code, the Town Board hereby introduces Town of Hamburg "Local Law No. x of 2023, A local law to amend the Zoning Map of the Town of Hamburg to rezone parcels parcels on the west side of Camp Road near the intersection with Sowles Road with the following SBL numbers from M-2 Light Industrial to C-2 General Commercial: 170.00-3-4.1, 170.0-3-6.31, 170.00-3-32, 170.00-3-6.2, and 170.00-3-30.
- 3. Pursuant to provisions of SEQRA, the Town Board hereby determines to classify the adoption of the proposed zoning map amendment (the "proposed action" in accordance with SEQRA) as a Type I action in

accordance with Article 8 of the New York State Environmental Conservation Law and 6 NYCRR Part 617.4(b)(2).

- 4. Further, pursuant to SEQRA, the Town Board further determines that it will be the only agency with approval authority over the proposed action. Accordingly, the Town Board hereby declares itself to be the Lead Agency for the conduct of the environmental review of the proposed action under SEQRA.
- 5. The Town Board hereby accepts the FEAF for the proposed action, which has been prepared by the Town's Planning Consultant, a copy of which is attached as Exhibit A to this Resolution.
- 6. The Town Board hereby directs that the proposed zoning map amendment be referred to the Erie County Department of Environment and Planning pursuant to Section 239-m of the New York State General Municipal Law.
- 7. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town Planning Board for its review and for an advisory report pursuant to § 280-340(B) of the Code. The Planning Board shall deliver its response to this referral to the Town Board.
- 8. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town's Code Review Committee for its review.
- 9. In accordance with New York State Municipal Home Rule Law § 20(5), the Town Board shall schedule a public hearing on the proposed zoning map amendment at a future meeting of the Town Board at a time and date as yet to be determined, to be held at the Town of Hamburg Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075. The Town Board directs the Town Clerk to provide notice to the public of the public hearing in accordance with the requirements set forth in the New York State Municipal Home Rule Law, Article 16 of New York Town Law, and § 280-340 of the Code, and directs the Town Clerk to publish of the proposed zoning map amendment in the Town's official newspaper not less than ten (10) calendar days prior to the public hearing.
- 10. The Town Board also directs the Town Clerk to post a copy of the proposed zoning map amendment on the Town's web site, and to make a paper copy of the proposed Local Laws available for review by the public at the Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075.
- 11. The Town Board hereby directs the Town's Planning Consultant to prepare for the Town Board's review at a later date a Part 2 and Part 3 of the SEQRA Environmental Assessment Form for the Town Board's review and consideration.

Moved: R. Hoak

ATTACHMENTS:

Description	Upload Date	Type
Camp Road Rezoning	3/9/2023	Cover Memo
Industrial Rezoning Map - Camp Road	3/9/2023	Backup Material

Full Environmental Assessment Form Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Camp Road Rezoning			
Project Location (describe, and attach a general location map):			
West side of Camp Road near intersection with Sowles Road			
Brief Description of Proposed Action (include purpose or need):			
Rezone parcels 170.00-3-4.1, 170.0-3-6.31, and 170.00-3-32 from M-2 (Light Industrial Dist	rict) to C-2 (General Commercial	District)	
	•		
		!	
Name of Applicant/Sponsor:	Telephone: 716-649-6111		
own of Hamburg E-Mail:			
Address: 6100 South Park Avenue			
City/PO: Hamburg	State: NY	Zip Code: 14075	
Project Contact (if not same as sponsor; give name and title/role):	Telephone:		
	E-Mail:		
Address:		<u> </u>	
City/PO:	State:	Zip Code:	
Property Owner (if not same as sponsor):	Telephone:		
E-Mail:			
Address:			
City/PO:	State:	Zip Code:	

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)				
Government Entity	If Yes: Identify Agency and Approval(s) Required	Applicati (Actual or p	i	
a. City Council, Town Board, ✓Yes ☐No or Village Board of Trustees	· · · · · · · · · · · · · · · · · · ·			
b. City, Town or Village ☐Yes ☑No Planning Board or Commission				
c. City, Town or ☐Yes☑No Village Zoning Board of Appeals		<u></u>		
d. Other local agencies □Yes☑No				
e. County agencies ✓ Yes ☐ No	County 239 referral			
f. Regional agencies □Yes☑No				
g. State agencies □Yes☑No				
h. Federal agencies ☐Yes ☑No			-	
i. Coastal Resources. i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		erway?	□Yes ☑No	
ii. Is the project site located in a communityiii. Is the project site within a Coastal Erosion	with an approved Local Waterfront Revitalization Hazard Area?	n Program?	✓ Yes No ☐ Yes ✓ No	
C. Planning and Zoning				
C.1. Planning and zoning actions.				
Will administrative or legislative adoption, or an only approval(s) which must be granted to enable If Yes, complete sections C, F and G. If No, proceed to question C.2 and complete sections C.2.			☑ Yes□No	
C.2. Adopted land use plans.				
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?		nclude the site	☑ Yes □ No	
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?		Z Yes□No		
b. Is the site of the proposed action within any le Brownfield Opportunity Area (BOA); designs or other?) If Yes, identify the plan(s):	ocal or regional special planning district (for exa ated State or Federal heritage area; watershed ma	mple: Greenway; anagement plan;	∠ Yes□No	
NYS Heritage Area: West Erie Canal Corridor				
c. Is the proposed action located wholly or parti or an adopted municipal farmland protection If Yes, identify the plan(s):		il open space plan,	Z Yes □No	
Open Space and Greenspace Plan				

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C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	☑ Yes ☐ No
b. Is the use permitted or allowed by a special or conditional use permit?	□Yes□No
c. Is a zoning change requested as part of the proposed action? If Yes,	☑ Yes □No
i. What is the proposed new zoning for the site? C-2 General Commercial	
C.4. Existing community services.	
a. In what school district is the project site located? Hamburg CSD	******
b. What police or other public protection forces serve the project site? Hamburg Police and Erie County Sheriff's	
c. Which fire protection and emergency medical services serve the project site? Lakeshore Volunteer Fire Company	
d. What parks serve the project site? Hamburg Park and Lakeside Memorial Park	
D. Project Details	
D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mix components)?	ed, include all
b. a. Total acreage of the site of the proposed action? acres	
b. Total acreage to be physically disturbed? acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	
c. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, mil square feet)? % Units:	☐ Yes☐ No es, housing units,
d. Is the proposed action a subdivision, or does it include a subdivision?	□Yes □No
If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	
ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? iv. Minimum and maximum proposed lot sizes? Minimum Maximum	□Yes □No
e. Will the proposed action be constructed in multiple phases?	□ Yes □ No
i. If No, anticipated period of construction: ii. If Yes: months	
Total number of phases anticipated	
Anticipated commencement date of phase 1 (including demolition) month year	
 Anticipated completion date of final phase Generally describe connections or relationships among phases, including any contingencies where progdetermine timing or duration of future phases: 	

	t include new resid				□Yes□No 18
If Yes, show num	bers of units propo		Thurs Family	Multiple Family (farm or many)	
	One Family	Two Family	Three Family	Multiple Family (four or more)	
Initial Phase					
At completion				•	
of all phases					
If Yes,			al construction (incl		□Yes□No
i. Total number	of structures		1.1.1.	width; andlength	
ii. Dimensions (in feet) of largest programmers	roposed structure:	height;	width; andlengthsquare feet	
liquids, such as	s creation of a wate	r supply, reservoir	, pond, lake, waste l	ll result in the impoundment of any agoon or other storage?	□Yes□No
ii. If a water imp	impoundment: oundment, the princ	cipal source of the	water: [Ground water Surface water strea	ms Other specify:
iii. If other than w	ater, identify the ty	pe of impounded/	contained liquids an	d their source.	
iv. Approximate	size of the proposed	d impoundment.	Volume:	million gallons; surface area:	acres
v. Dimensions of	f the proposed dam	or impounding str	nicture:	height; length	
vi. Construction	method/materials f	or the proposed da	m or impounding st	ructure (e.g., earth fill, rock, wood, con-	crete):
<u> </u>					 -
D.2. Project Ope	erations				
				luring construction, operations, or both?	∐Yes∐No
		tion, grading or in	stallation of utilities	or foundations where all excavated	
materials will re	emain onsite)				
If Yes:	masa aftha avegua	tion or dradging?			
i. What is me pu	rpose of the excava Perial (including roc	11011 OF Wooding: Learth sediment		to be removed from the site?	
				o be removed from the site:	
	at duration of time?				
			e excavated or dred	ged, and plans to use, manage or dispos	e of them.
iv. Will there be	onsite dewatering o	or processing of ex	cavated materials?		Ycs No
If yes, describ	be				
v. What is the tot	tal area to be dredge	ed or excavated?		acres	
vi. What is the ma	aximum area to be	worked at any one	time?	acres	
vii. What would b	e the maximum dep	oth of excavation of	or dredging?	feet	
	vation require blast				∐Yes∐No
ix. Summarize site	e reclamation goals	and plan:			
			on of, increase or de ch or adjacent area?	crease in size of, or encroachment	□Yes□No
i. Identify the w			, -	water index number, wetland map numb	er or geographic
		·			

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, place alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in	ment of structures, or 19 square feet or acres:
iii. Will the proposed action cause or result in disturbance to bottom sediments? If Yes, describe:	□Yes□No
iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? If Yes:	∏ Yes∏No
acres of aquatic vegetation proposed to be removed:	
expected acreage of aquatic vegetation remaining after project completion:	
purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):	
proposed method of plant removal:	
if chemical/herbicide treatment will be used, specify product(s): Compared to the product of	
v. Describe any proposed reclamation/mitigation following disturbance:	
c. Will the proposed action use, or create a new demand for water?	□Yes □No
If Yes: i. Total anticipated water usage/demand per day: gallons/day	
ii. Will the proposed action obtain water from an existing public water supply?	□Yes □No
If Yes:	
Name of district or service area:	
Does the existing public water supply have capacity to serve the proposal?	☐ Yes ☐ No
• Is the project site in the existing district?	☐ Yes☐ No
• Is expansion of the district needed?	☐ Yes☐ No
Do existing lines serve the project site?	☐ Yes☐ No
iii. Will line extension within an existing district be necessary to supply the project? If Yes:	□Yes □No
Describe extensions or capacity expansions proposed to serve this project:	
Source(s) of supply for the district:	
iv. Is a new water supply district or service area proposed to be formed to serve the project site? If, Yes:	☐ Yes☐No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
Proposed source(s) of supply for new district:	
v. If a public water supply will not be used, describe plans to provide water supply for the project:	· · · · · · · · · · · · · · · · · · ·
vi. If water supply will be from wells (public or private), what is the maximum pumping capacity:	gallons/minute.
d. Will the proposed action generate liquid wastes?	☐ Yes ☐No
If Yes:	
 i. Total anticipated liquid waste generation per day: gallons/day ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe 	all commonents and
approximate volumes or proportions of each):	
approximate volumes of proportions of each).	
iii. Will the proposed action use any existing public wastewater treatment facilities?	□Yes□No
If Yes:	
Name of wastewater treatment plant to be used:	
Name of district:	
 Does the existing wastewater treatment plant have capacity to serve the project? 	☐ Yes ☐No
• Is the project site in the existing district?	☐ Yes ☐No
Is expansion of the district needed?	☐ Yes ☐ No

 Do existing sewer lines serve the project site? 	□Yes□No	20
 Will a line extension within an existing district be necessary to serve the project? 	□Yes□No	
If Yes:		
Describe extensions or capacity expansions proposed to serve this project:		_
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?	□Yes□No	
If Yes:		
Applicant/sponsor for new district: Description on the itself an artistic at the second of the		
 Date application submitted or anticipated: What is the receiving water for the wastewater discharge? 		
v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including spec	ifving proposed	d
receiving water (name and classification if surface discharge or describe subsurface disposal plans):		-
		_
vi. Describe any plans or designs to capture, recycle or reuse liquid waste:		-
VI. Dobbliot any plane of decigns to expans, veryore of seasonique		
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point	□Yes□No	
sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point		
source (i.e. sheet flow) during construction or post construction?		
If Yes:		
i. How much impervious surface will the project create in relation to total size of project parcel? Square feet or acres (impervious surface)		
Square feet or acres (maper vious surface)		
ii. Describe types of new point sources.		
iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent p	roperties,	
groundwater, on-site surface water or off-site surface waters)?		
If to surface waters, identify receiving water bodies or wetlands:		—
Will stormwater runoff flow to adjacent properties?	☐ Yes☐ No ☐ Yes☐ No	
iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?		
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations?	□Yes□No	
If Yes, identify:		
i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)		
ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)		
iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)		
		_
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit,	□Yes□No	
or Federal Clean Air Act Title IV or Title V Permit?		
If Yes:		
i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet	□Yes□No	
ambient air quality standards for all or some parts of the year)		
 ii. In addition to emissions as calculated in the application, the project will generate: Tons/year (short tons) of Carbon Dioxide (CO₂) 		
• Tons/year (short tons) of Carbon Bloxide (CO ₂) • Tons/year (short tons) of Nitrous Oxide (N ₂ O)		
Tons/year (short tons) of Perfluorocarbons (PFCs)		
• Tons/year (short tons) of Sulfur Hexafluoride (SF ₆)		
Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)		
Tons/year (short tons) of Hazardous Air Pollutants (HAPs)		
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h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?	∐Yes∏No	21
If Yes:		
i. Estimate methane generation in tons/year (metric):		
ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to g	generate heat or	
electricity, flaring):		_
i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as	☐Yes☐No	
quarry or landfill operations?		
If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):		}
vvvii i di	□V ₂₂ □N ₀	1
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial	∐Yes ∏No	
new demand for transportation facilities or services?		
If Yes: i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend		
Randomly between hours of to		- 1
ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump truck	·e)·	
tt. For continercial activities only, projected number of truest diported and type (c.g., seem temes and seemp		 -
		[
iii. Parking spaces: Existing Proposed Net increase/decrease		
iv. Does the proposed action include any shared use parking?	□Yes□No	
v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing	access, describe	:]
vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site?	☐Yes☐No	1
vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric	∏Yes∏No	
or other alternative fueled vehicles?		
viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing	∐Yes∐ No	
pedestrian or bicycle routes?		
	•	İ
k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand	☐Yes ☐ No	
for energy?		
If Yes:		İ
i. Estimate annual electricity demand during operation of the proposed action:		_ [
ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/l	ocal utility, or	
other):		
iii. Will the proposed action require a new, or an upgrade, to an existing substation?	□Yes□No	
l. Hours of operation. Answer all items which apply.		
i. During Construction: ii. During Operations:		
Monday - Friday: Monday - Friday:		
 Saturday: Saturday: 		
• Sunday: • Sunday:		
Holidays: Holidays:		1

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?	□Yes□No	22
If yes:		
i. Provide details including sources, time of day and duration:		
	□Yes□No	_
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?	LI Yes LINO	
Describe:		—
n. Will the proposed action have outdoor lighting?	□Yes□No	
If yes: i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:		
1. Describe source(s), tocation(s), neight of fixture(s), direction and proximity to hearest decupied attackers.		
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?	□Yes□No	
Describe:		
o. Does the proposed action have the potential to produce odors for more than one hour per day?	□Yes□No	
If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest		
occupied structures:		
		أ
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons)	∐Yes□No	
or chemical products 185 gallons in above ground storage or any amount in underground storage?		
If Yes:		
ii. Volume(s) per unit time (e.g., month, year)		_
iii. Generally, describe the proposed storage facilities:		_
		_
q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides,	☐ Yes ☐No	
insecticides) during construction or operation?		
If Yes:		
i. Describe proposed treatment(s):		
		
		_
		_
ii. Will the proposed action use Integrated Pest Management Practices?	☐ Yes ☐No	_
r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal	☐ Yes ☐No	
of solid waste (excluding hazardous materials)?		
If Yes:		1
i. Describe any solid waste(s) to be generated during construction or operation of the facility:		
• Construction: tons per (unit of time)		
• Operation: tons per (unit of time)		
ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waster		
Construction:		_
Operation:		
iii. Proposed disposal methods/facilities for solid waste generated on-site:		 ;
Construction:		
• Constitution.		_
Operation:		

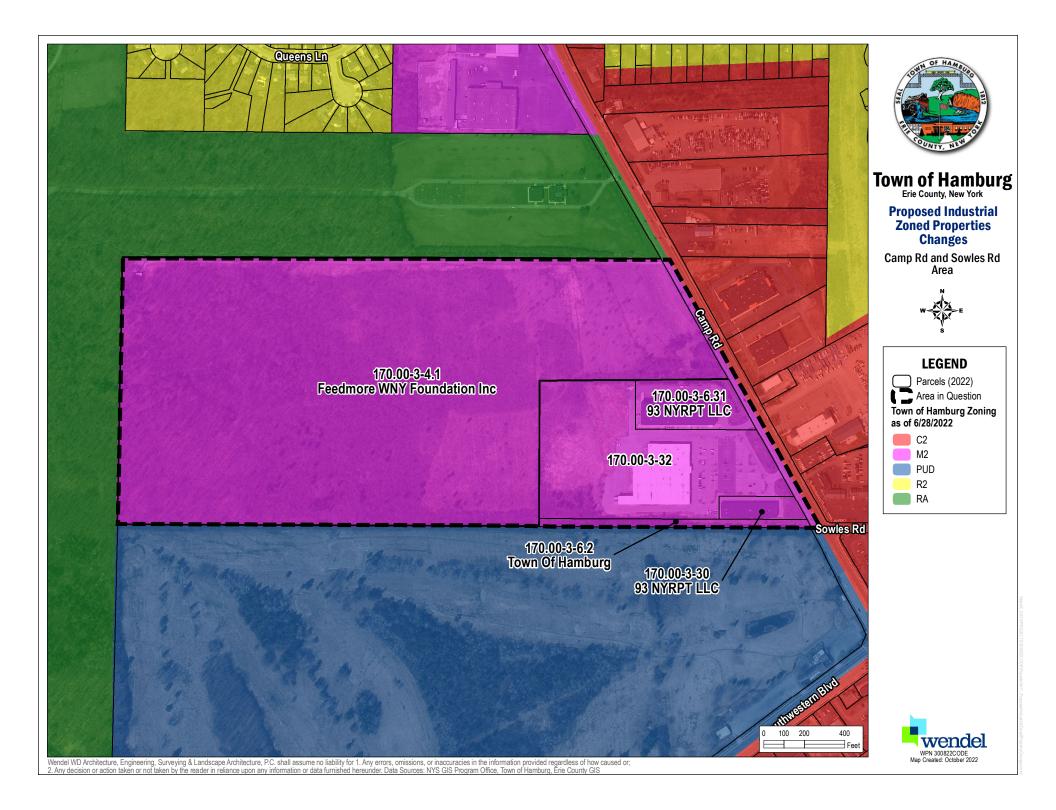
s. Does the proposed action include construction or modi	fication of a solid waste n	nanagement facility?	☐ Yes ☐ No 23	
If Yes:				
i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or				
other disposal activities): ii. Anticipated rate of disposal/processing:				
• Tons/month, if transfer or other non-o	combustion/thermal treatn	ent, or		
 Tons/hour, if combustion or thermal t 	reatment			
iii. If landfill, anticipated site life:	years			
t. Will the proposed action at the site involve the commer	cial generation, treatment	, storage, or disposal of hazard	ous 🗌 Yes 🗍 No	
waste?				
If Yes:				
i. Name(s) of all hazardous wastes or constituents to be	generateu, nanuteu or ma	naged at facility.		
^				
ii. Generally describe processes or activities involving h	azardous wastes or consti	tuents:		
			,	
iii. Specify amount to be handled or generatedto	ne/month			
iv. Describe any proposals for on-site minimization, rec	veling or reuse of hazardo	us constituents:		
	, or in the second of the second of			
			· ————————————————————————————————————	
v. Will any hazardous wastes be disposed at an existing			☐Yes☐No	
If Yes: provide name and location of facility:				
If No: describe proposed management of any hazardous v	vastes which will not be s	ent to a hazardous waste facilit	y:	
			-	
They love special the				
E. Site and Setting of Proposed Action			··.	
E.1. Land uses on and surrounding the project site				
a. Existing land uses.				
i. Check all uses that occur on, adjoining and near the	project site.			
🔲 Urban 🔲 Industrial 🔲 Commercial 🔲 Reside	ential (suburban) 🔲 Ru	ıral (non-farm)		
Forest Agriculture Aquatic Other	(specify):			
ii. If mix of uses, generally describe:				
· · · · · · · · · · · · · · · · · · ·				
1. The description on the project gite.				
b. Land uses and covertypes on the project site.		A A 1	C1	
Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)	
Roads, buildings, and other paved or impervious	Acicage	1 Toject Completion	(ricies (1-)	
surfaces				
Forested				
Meadows, grasslands or brushlands (non-	····			
agricultural, including abandoned agricultural)				
Agricultural				
(includes active orchards, field, greenhouse etc.)				
Surface water features				
(lakes, ponds, streams, rivers, etc.)				
Wetlands (freshwater or tidal)				
Non-vegetated (bare rock, earth or fill)				
• Other				
Describe:				
		1		

c. Is the project site presently used by members of the community for public recreation? i. If Yes: explain:	□Yes□No 24
d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? If Yes,	□Yes□No
i. Identify Facilities:	
e. Does the project site contain an existing dam? If Yes:	□Yes□No
i. Dimensions of the dam and impoundment:	
Dam height: feet	
• Dam length: feet	
 Surface area: acres Volume impounded: gallons OR acre-feet 	
ii. Dam's existing hazard classification:	
iii. Provide date and summarize results of last inspection:	
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility,	☐Yes☐No
or does the project site adjoin property which is now, or was at one time, used as a solid waste management facil	
If Yes:	□Yes□ No
i. Has the facility been formally closed?	
• If yes, cite sources/documentation: ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:	
2. Describe the reduction of the project site relative to the boundaries of the sond waste management facility.	
iii. Describe any development constraints due to the prior solid waste activities:	
tit. Describe any development constraints due to the prior solid waste activities.	
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes:	□Yes□No
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurre	;d:
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? If Yes:	□Yes□ No
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:	□Yes□No
Yes – Spills Incidents database Provide DEC ID number(s):	
☐ Yes — Environmental Site Remediation database Provide DEC ID number(s):	
ii. If site has been subject of RCRA corrective activities, describe control measures:	
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? If yes, provide DEC ID number(s):	□Yes□No
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):	
2 - 2 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	

v. Is the project site subject to an institutional control limiting property uses?	□Yes□No 25
If yes, DEC site ID number: Describe the type of institutional control (e.g., deed restriction or easement):	
Describe any use limitations: Describe any use limitations:	
Describe any engineering controls	
 Will the project affect the institutional or engineering controls in place? 	☐ Yes ☐ No
• Explain:	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site?	
b. Are there bedrock outcroppings on the project site?	☐Yes ☐No
If Yes, what proportion of the site is comprised of bedrock outcroppings?%	
c. Predominant soil type(s) present on project site:	
0/	
d What is the average depth to the water table on the project site? Average: feet	
d. What is the average depth to the water table on the project site? Average: feet	
e. Drainage status of project site soils: Well Drained: % of site	
☐ Moderately Well Drained:% of site	
Poorly Drained% of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site	·
☐ 10-15%:% of site	
☐ 15% or greater:% of site	
g. Are there any unique geologic features on the project site? If Yes, describe:	□Yes□No
	·
h. Surface water features.	
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers,	□Yes□No
ponds or lakes)?	— —
ii. Do any wetlands or other waterbodies adjoin the project site?	□Yes□No
If Yes to either i or ii, continue. If No, skip to E.2.i.	
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal,	□Yes □No
state or local agency?	
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
Lakes or Ponds: Name Classification	
Wetlands: Name Approximate Size Wetland No. (if regulated by DEC)	
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired	□Yes □No
waterbodies? If yes, name of impaired water body/bodies and basis for listing as impaired:	
11 yes, haloe of imparted water body/bodies and basis for fishing as imparted.	
i. Is the project site in a designated Floodway?	☐Yes ☐No
j. Is the project site in the 100-year Floodplain?	□Yes □No
k. Is the project site in the 500-year Floodplain?	□Yes □No
1. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?	∐Yes∐No
If Yes:	
i. Name of aquifer:	
	3

m. Identify the predominant wildlife species that occupy or use the project site:	26
n. Does the project site contain a designated significant natural community?	☐ Yes ☐ No
If Yes:	
i. Describe the habitat/community (composition, function, and basis for designation):	
ii. Source(s) of description or evaluation:	
Currently: acres	
Following completion of project as proposed:	
• Gain or loss (indicate + or -):	
	NIVO DIV. TINA
o. Does project site contain any species of plant or animal that is listed by the federal government endangered or threatened, or does it contain any areas identified as habitat for an endangered	ment or NYS as Yes No
,	a or uneatened species:
If Yes: i. Species and listing (endangered or threatened):	
z. Species and fishing (changered of direatened).	
p. Does the project site contain any species of plant or animal that is listed by NYS as rare, o special concern?	r as a species of ☐Yes☐No
If Yes:	
i. Species and listing:	
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fish	ning? □Yes□No
If yes, give a brief description of how the proposed action may affect that use:	
E.3. Designated Public Resources On or Near Project Site	
a. Is the project site, or any portion of it, located in a designated agricultural district certified	pursuant to Yes No
Agriculture and Markets Law, Article 25-AA, Section 303 and 304?	
If Yes, provide county plus district name/number:	
b. Are agricultural lands consisting of highly productive soils present?	☐Yes ☐No
i. If Yes: acreage(s) on project site?	
ii. Source(s) of soil rating(s):	
c. Does the project site contain all or part of, or is it substantially contiguous to, a registered	National Yes No
Natural Landmark?	
If Yes:	
i. Nature of the natural landmark: Biological Community Geological F	
ii. Provide brief description of landmark, including values behind designation and approxim	
d. Is the project site located in or does it adjoin a state listed Critical Environmental Area?	□Yes□No
If Yes:	
i. CEA name:	
ii. Basis for designation:	
in. Designating agency and date.	

e. Does the project site contain, or is it substantially contiguous to, a b which is listed on the National or State Register of Historic Places, office of Parks, Recreation and Historic Preservation to be eligible. If Yes: i. Nature of historic/archaeological resource: Archaeological Site ii. Name: iii. Brief description of attributes on which listing is based:	or that has been determined by the Commissi for listing on the State Register of Historic Pl	
	-	
f. Is the project site, or any portion of it, located in or adjacent to an a archaeological sites on the NY State Historic Preservation Office (S.		∐Yes ∏No
g. Have additional archaeological or historic site(s) or resources been if Yes: i. Describe possible resource(s): ii. Basis for identification:		∐Yes∏No
 h. Is the project site within fives miles of any officially designated and scenic or aesthetic resource? If Yes: Identify resource: 		□Yes□No
 i. Identify resource: ii. Nature of, or basis for, designation (e.g., established highway over etc.): iii. Distance between project and resource: 		scenic byway,
 i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666? If Yes: 	ne Wild, Scenic and Recreational Rivers	□Yes□No
 i. Identify the name of the river and its designation: ii. Is the activity consistent with development restrictions contained in 	6NYCRR Part 666?	□Yes □No
F. Additional Information Attach any additional information which may be needed to clarify you If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.	•	pacts plus any
G. Verification I certify that the information provided is true to the best of my knowl	_	
Applicant/Sponsor Name Andrew Reilly, AICP	Date 3/8/2023	
Signature ()	Title_Director of Planning & Environ. Services,	Wendel



12. Industrial Rezoning Resolution - Lakeview

WHEREAS, this resolution introduces a proposed amendment to the Zoning Map of the Town of Hamburg to rezone parcels near the intersection of Lakeview Road, Old Lakeview Road, and Evans Road with the following SBL numbers from M-2 Light Industrial to C-2 General Commercial: 195.11-3-1, 195.11-3-2, 195.00-2-25.112, 195.11-3-3.1, 195.11-2-10, 195.11-3-3.22, 195.00-2-25.12, 195.11-3-5, 195.11-2-2.6, 195.11-2-8, 195.11-2-9, and 195.15-1-1.2; and

WHEREAS, the proposed zoning map amendment is proposed in the form of a Local Law pursuant to the authority granted to the Town of Hamburg ("Town") Town Board ("Town Board") and the Town by Articles 2 and 3 of the New York State Municipal Home Rule Law and by Article 2 of the New York State Statute of Local Governments, and the Town Board is authorized and empowered by Chapter 280, Article XLVIII of the Code, and Article 16 of New York Town Law to amend the Zoning Map of the Town to meet the growing and changing needs of the Town; and

WHEREAS, since 2019, the Town has been in the process of updating its Comprehensive Plan, and evaluating potential Zoning Code and Zoning Map amendments throughout the Town, including industrial properties, and evaluating other land use issues throughout the Town; and

WHEREAS, through the process of updating its Comprehensive Plan, the Town has identified areas that it views as improperly zoned in light of changes in the Town and the region since the adoption of the last Comprehensive Plan update in 2008; and

WHEREAS, the Town's new 2022 Comprehensive Plan ("Plan") has been adopted and the Town Board has authorized the Town's Planning Department and the Town's Planning Consultant to begin the implementation of the Plan; and

WHEREAS, in anticipation of the introduction of the proposed zoning map amendment, the Town's Planning Consultant has prepared for the Town Board's review Part 1 of a Full Environmental Assessment Form ("FEAF"), pursuant to SEQRA, of which a copy is attached as Exhibit A to this Resolution; and

WHEREAS, pursuant to New York State Municipal Rule Law § 20, a copy of this Resolution was received by each member of the Town Board prior to this meeting and the Proposed Local Law shall be deemed to be on the desk of each member of the Town Board as of tonight's Town Board meeting.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF HAMBURG AS FOLLOWS:

- 1. The Town Board has determined that they would like to proceed with the rezoning of these parcels.
- 2. For the reasons set forth in this Resolution, and pursuant to New York State Municipal Home Rule Law § 20 and Sections 8-15 and 280-338 of the Code, the Town Board hereby introduces Town of Hamburg "Local Law No. x of 2023, A local law to amend the Zoning Map of the Town of Hamburg to rezone parcels near the intersection of Lakeview Road, Old Lakeview Road, and Evans Road with the following SBL numbers from M-2 Light Industrial to C-2 General Commercial: 195.11-3-1, 195.11-3-2, 195.00-2-25.112, 195.11-3-3.1, 195.11-2-10, 195.11-3-3.22, 195.00-2-25.12, 195.11-3-5, 195.11-2-2.6, 195.11-2-8, 195.11-2-9, and 195.15-1-1.2.

- 3. Pursuant to provisions of SEQRA, the Town Board hereby determines to classify the adoption of the proposed zoning map amendment (the "proposed action" in accordance with SEQRA) as a Type I action in accordance with Article 8 of the New York State Environmental Conservation Law and 6 NYCRR Part 617.4(b)(2).
- 4. Further, pursuant to SEQRA, the Town Board further determines that it will be the only agency with approval authority over the proposed action. Accordingly, the Town Board hereby declares itself to be the Lead Agency for the conduct of the environmental review of the proposed action under SEQRA.
- 5. The Town Board hereby accepts the FEAF for the proposed action, which has been prepared by the Town's Planning Consultant, a copy of which is attached as Exhibit A to this Resolution.
- 6. The Town Board hereby directs that the proposed zoning map amendment be referred to the Erie County Department of Environment and Planning pursuant to Section 239-m of the New York State General Municipal Law.
- 7. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town Planning Board for its review and for an advisory report pursuant to § 280-340(B) of the Code. The Planning Board shall deliver its response to this referral to the Town Board.
- 8. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town's Code Review Committee for its review.
- 9. In accordance with New York State Municipal Home Rule Law § 20(5), the Town Board shall schedule a public hearing on the proposed zoning map amendment at a future meeting of the Town Board at a time and date as yet to be determined, to be held at the Town of Hamburg Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075. The Town Board directs the Town Clerk to provide notice to the public of the public hearing in accordance with the requirements set forth in the New York State Municipal Home Rule Law, Article 16 of New York Town Law, and § 280-340 of the Code, and directs the Town Clerk to publish of the proposed zoning map amendment in the Town's official newspaper not less than ten (10) calendar days prior to the public hearing.
- 10. The Town Board also directs the Town Clerk to post a copy of the proposed zoning map amendment on the Town's web site, and to make a paper copy of the proposed Local Laws available for review by the public at the Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075.
- 11. The Town Board hereby directs the Town's Planning Consultant to prepare for the Town Board's review at a later date a Part 2 and Part 3 of the SEQRA Environmental Assessment Form for the Town Board's review and consideration.

Moved: R. Hoak

ATTACHMENTS:

Description	Upload Date	Type
Lakeview	3/9/2023	Cover Memo
Industrial Rezoning Map - Lakeview	3/9/2023	Backup Material

Full Environmental Assessment Form Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project:			
Lakeview Rezoning Project Location (describe, and attach a general location map):			
Near intersection of Lakeview Road, Old Lakeview Road, and Evans Street			
Brief Description of Proposed Action (include purpose or need):	-		
Rezone parcels 195.11-3-1, 195.11-3-2, 195.00-2-25.112, 195.11-3-3.1, 195.11-2-10, 19 195.11-2-9, and 195.15-1-1.2 from M-2 (Light Industrial District) to C-2 (General Comme	5.11-3-3.22,195.00-2-25.12, 1 rcial District)	95.11-3-5, 195.11-2-2.8,	
Name of Applicant/Sponsor:	Telephone: 716-649-6	111	
Town of Hamburg	E-Mail:		
Address: 6100 South Park Avenue			
City/PO: Hamburg	State: NY	Zip Code: 14075	
Project Contact (if not same as sponsor; give name and title/role):	Telephone:		
	E-Mail:		
Address:			
	Later	7i. Cada	
City/PO:	State:	Zip Code:	
Property Owner (if not same as sponsor):	ty Owner (if not same as sponsor): Telephone:		
E-Mail:			
Address:	•		
City/PO:	State:	Zip Code:	

B. Government Approvals

B. Government Approvals, assistance.)	Funding, or Spor	sorship. ("Funding" includes grants, loans, tax re	elief, and any other	forms of financial
Government E	ntity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)	
a. City Council, Town Board, or Village Board of Truste	es			
b. City, Town or Village Planning Board or Commis	□Yes☑No ssion			
c. City, Town or Village Zoning Board of A				
d. Other local agencies	□Yes ☑ No			
e. County agencies	Z Yes□No	County 239 referral		
f. Regional agencies	□Yes ☑No			
g. State agencies	□Yes ☑No			
h. Federal agencies i. Coastal Resources.	∐Yes ZNo			
	a Coastal Area, o	r the waterfront area of a Designated Inland Water	rway?	□Yes ☑ No
ii. Is the project site locateiii. Is the project site within		with an approved Local Waterfront Revitalization Hazard Area?	Program?	✓ Yes□No □ Yes☑No
C. Planning and Zoning				
C.1. Planning and zoning ac				
only approval(s) which must • If Yes, complete sect	be granted to enab tions C, F and G.	mendment of a plan, local law, ordinance, rule or role the proposed action to proceed? Inplete all remaining sections and questions in Part		☑ Yes□No
C.2. Adopted land use plans				
a. Do any municipally- adopte where the proposed action		age or county) comprehensive land use plan(s) inc	clude the site	∠ Yes□No
		ecific recommendations for the site where the prop	osed action	∠ Yes□No
		ocal or regional special planning district (for examated State or Federal heritage area; watershed man		☑ Yes□No
NYS Heritage Area: West Erie Can	al Corridor			
or an adopted municipal fa If Yes, identify the plan(s):	rmland protection			∠ Yes□No
Open Space and Greenspace Plan	<u> </u>		·	

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	Z Yes □No
I T d	□Yes□No
b. Is the use permitted or allowed by a special or conditional use permit?	
c. Is a zoning change requested as part of the proposed action? If Yes,	∠ Yes□No
i. What is the proposed new zoning for the site? C-2 General Commercial	
C.4. Existing community services.	
In what school district is the project site located? Hamburg CSD	
b. What police or other public protection forces serve the project site?	
arnburg Police and Erie County Sheriff's	
e. Which fire protection and emergency medical services serve the project site? amburg Volunteer Fire Department	
i. What parks serve the project site? lemorial Park and Legion Field	
D. Project Details	
D. Project Details D.1. Proposed and Potential Development	
	nixed, include all
D.1. Proposed and Potential Development a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? b. a. Total acreage of the site of the proposed action? acres	nixed, include all
D.1. Proposed and Potential Development a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? b. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? acres acres	nixed, include all
D.1. Proposed and Potential Development D. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? D. a. Total acreage of the site of the proposed action? D. a. Total acreage of the site of the proposed action? D. a. Total acreage of the site of the proposed action?	nixed, include all
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D.1. Proposed and Potential Development What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, m square feet)? What is the proposed action a subdivision, or does it include a subdivision?	☐ Yes ☐ No
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D.1. Proposed and Potential Development What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres i. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, m square feet)? % Units: Is the proposed action a subdivision, or does it include a subdivision? f Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? iii. Number of lots proposed? iii. Number of lots proposed? iii. Minimum and maximum proposed lot sizes? Minimum Maximum Maximum	☐ Yes☐ No niles, housing units, ☐ Yes ☐ No
. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, m square feet)? Yes, i. Purpose or type of subdivision, or does it include a subdivision? f Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) ii. Is a cluster/conservation layout proposed? ii. Number of lots proposed? iii. Number of lots proposed? iv. Minimum and maximum proposed lot sizes? Minimum	☐ Yes☐ No niles, housing units, ☐ Yes ☐ No
D.1. Proposed and Potential Development What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? a. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres i. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, m square feet)? % Units: Units: Is the proposed action a subdivision, or does it include a subdivision? f Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? iv. Minimum and maximum proposed lot sizes? Minimum Maximum Will the proposed action be constructed in multiple phases? i. If No, anticipated period of construction: ii. If Yes:	☐ Yes☐ No niles, housing units, ☐ Yes ☐ No
D.1. Proposed and Potential Development What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? D. a. Total acreage of the site of the proposed action? D. a. Total acreage to be physically disturbed? D. a. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? D. Is the proposed action an expansion of an existing project or use? D. Is the proposed action an expansion of an existing project or use? D. Is the proposed action a subdivision, or does it include a subdivision? Tyes, D. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) D. A. Total acreage of the site of the proposed expansion and identify the units (e.g., acres, m square feet)? D. Will Its a cluster/conservation layout proposed? D. Will the proposed action be constructed in multiple phases? D. Minimum and maximum proposed lot sizes? Minimum	☐ Yes☐ No niles, housing units, ☐ Yes ☐ No
D.1. Proposed and Potential Development 1. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if m components)? 2. a. Total acreage of the site of the proposed action? 3. a. Total acreage to be physically disturbed? 4. c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 5. Is the proposed action an expansion of an existing project or use? 6. Is the proposed action an expansion of an existing project or use? 7. Is the proposed action a subdivision, or does it include a subdivision? 8. Is the proposed action a subdivision, or does it include a subdivision? 9. Yes, 10. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) 10. Is a cluster/conservation layout proposed? 10. Minimum and maximum proposed lot sizes? Minimum Maximum 10. Will the proposed action be constructed in multiple phases? 11. If No, anticipated period of construction: months 12. If Yes: 13. Total number of phases anticipated	Yes No niles, housing units, Yes No Yes No

	t include new reside				□Yes□No 34
If Yes, show num	bers of units propose One Family	sed. Two Family	Three Family	Multiple Family (four or more)	
Initial Phase	Site Time	1110 141117	111100 1 thins.	<u> </u>	
At completion					i
of all phases					;
-	1 1 1			1	
If Yes, i. Total number	of structures		l construction (incl		□Yes□No
ii. Dimensions (iii. Approximate	in feet) of largest pr extent of building s	oposed structure: pace to be heated	height; or cooled:	width; andlength square feet	
liquids, such as If Yes,	s creation of a water	supply, reservoir,	pond, lake, waste la	result in the impoundment of any agoon or other storage?	∏Yes∏No
ii. If a water imp	oundment, the princ	ipal source of the	water:	Ground water Surface water strear	ns Other specify:
iii. If other than w	vater, identify the ty	pe of impounded/o	contained liquids and	I their source.	
iv. Approximate v. Dimensions o vi. Construction i	size of the proposed f the proposed dam method/materials fo	impoundment. or impounding stroor the proposed date	Volume: ucture: m or impounding sta	million gallons; surface area:height; length ucture (e.g., earth fill, rock, wood, conc	rete):
D.2. Project Ope	erations				
	general site preparat			rring construction, operations, or both? or foundations where all excavated	∏Yes∏No '
	rpose of the excavat	tion or dredging?			
ii. How much mat Volume	terial (including rock (specify tons or cub	k, earth, sediments ic yards):		be removed from the site?	
Over wh Describe natur	at duration of time?	of materials to be	e excavated or drede	ged, and plans to use, manage or dispose	of them
m. Describe natur	e and characteristics	S Of Inaterials to be		cu, and plans to use, manage or dispose	or them.
	onsite dewatering o		cavated materials?		☐Yes ☐No
ν. What is the to	tal area to be dredge	d or excavated?		acres	
vi. What is the m	aximum area to be v	vorked at any one	time?	acres	
			r dredging?	feet	
	vation require blasti				∐Yes ∏No
	posed action cause on ng wetland, waterbo			crease in size of, or encroachment	∐Yes ∏No
i. Identify the w				vater index number, wetland map number	er or geographic

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, p alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions	
iii. Will the proposed action cause or result in disturbance to bottom sediments?	□Yes □No
If Yes, describe: iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?	☐ Yes ☐ No
If Yes:	
acres of aquatic vegetation proposed to be removed:	
 expected acreage of aquatic vegetation remaining after project completion: purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): 	
purpose of proposed femovar (e.g. beach clearing, invasive species control, beat access).	
proposed method of plant removal:	
if chemical/herbicide treatment will be used, specify product(s):	
v. Describe any proposed reclamation/mitigation following disturbance:	
Will 4	☐Yes ☐No
c. Will the proposed action use, or create a new demand for water? If Yes:	☐ 1 ¢2 ☐ 1/0
i. Total anticipated water usage/demand per day: gallons/day	
ii. Will the proposed action obtain water from an existing public water supply?	□Yes □No
If Yes:	
Name of district or service area:	
 Does the existing public water supply have capacity to serve the proposal? 	☐ Yes ☐ No
Is the project site in the existing district?	☐ Yes ☐ No
Is expansion of the district needed?	☐ Yes ☐ No
Do existing lines serve the project site?	☐Yes☐No
iii. Will line extension within an existing district be necessary to supply the project? If Yes:	□Yes □No
Describe extensions or capacity expansions proposed to serve this project:	
Source(s) of supply for the district:	
 Source(s) of supply for the district: iv. Is a new water supply district or service area proposed to be formed to serve the project site? If, Yes: 	☐ Yes☐No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
Proposed source(s) of supply for new district:	
ν. If a public water supply will not be used, describe plans to provide water supply for the project:	
vi. If water supply will be from wells (public or private), what is the maximum pumping capacity:	gallons/minute.
d. Will the proposed action generate liquid wastes? If Yes:	☐ Yes ☐No
 i. Total anticipated liquid waste generation per day: gallons/day ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, descrapproximate volumes or proportions of each): 	ibe all components and
iii. Will the proposed action use any existing public wastewater treatment facilities? If Yes:	□Yes □No
Name of wastewater treatment plant to be used:	<u>.</u>
 Name of district: Does the existing wastewater treatment plant have capacity to serve the project? 	☐ Yes ☐ No
• Is the project site in the existing district?	☐Yes ☐No
Is expansion of the district needed?	□Yes □No

Do existing sewer lines serve the project site? Will a line system on within an existing district he processed to serve the project?	□Yes□No 36 □Yes□No
 Will a line extension within an existing district be necessary to serve the project? If Yes: 	[] 1 62 [] 140
Describe extensions or capacity expansions proposed to serve this project:	
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?If Yes:	□Yes□No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	· · · · · ·
 What is the receiving water for the wastewater discharge? V. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including spe receiving water (name and classification if surface discharge or describe subsurface disposal plans): 	cifying proposed
vi. Describe any plans or designs to capture, recycle or reuse liquid waste:	
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction?	□Yes□No
If Yes: i. How much impervious surface will the project create in relation to total size of project parcel? Square feet or acres (impervious surface) Square feet or acres (parcel size)	
ii. Describe types of new point sources.	
iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent particular, on-site surface water or off-site surface waters)?	properties,
If to surface waters, identify receiving water bodies or wetlands:	
• Will stormwater runoff flow to adjacent properties? iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?	
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations?	□Yes□No
If Yes, identify: i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)	
ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)	
iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)	
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit?	□Yes□No
 If Yes: i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) ii. In addition to emissions as calculated in the application, the project will generate: Tons/year (short tons) of Carbon Dioxide (CO₂) 	□Yes□No
 Tons/year (short tons) of Nitrous Oxide (N₂O) Tons/year (short tons) of Perfluorocarbons (PFCs) 	
• Tons/year (short tons) of Yethadiocarbons (17 es) • Tons/year (short tons) of Sulfur Hexafluoride (SF ₆)	
 Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs) Tons/year (short tons) of Hazardous Air Pollutants (HAPs) 	

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?	∐Yes _No	37	
If Yes:			
i. Estimate methane generation in tons/year (metric):			
electricity, flaring):	generate neat or		
electricity, naring).			
i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as	☐Yes☐No		
quarry or landfill operations?	☐1.es☐140		
If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):			
		i	
: Will the second action what is a substantial in second in the ffine above approach by place as generate as between the	Yes No		
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services?	T res[140		
If Yes:			
i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend			
Randomly between hours of to .			
ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump truck	rs):		

iii. Parking spaces: Existing Proposed Net increase/decrease			
iv. Does the proposed action include any shared use parking?	□Yes□No		
v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing		::	
vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site?	□Yes□No		
vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric	☐Yes ☐ No		
or other alternative fueled vehicles?			
viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing	∐Yes ∏No		
pedestrian or bicycle routes?			
k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand	☐Yes☐No		
for energy?			
If Yes:			
i. Estimate annual electricity demand during operation of the proposed action:	<u>-</u> .		
ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/l	local utility or		
other):	iocai daniy, oi		
iii. Will the proposed action require a new, or an upgrade, to an existing substation?	☐Yes ☐ No	[
the will the proposed action require a new, or an applicace, to an existing substation.	ш. «		
l, Hours of operation. Answer all items which apply.			
i. During Construction: ii. During Operations:			
Monday - Friday: Monday - Friday:	THE.		
Saturday: Saturday:			
• Sunday: • Sunday:			
• Holidays: • Holidays:			

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction,	☐Yes☐No 38
operation, or both?	
If yes:	
i. Provide details including sources, time of day and duration:	
	□Yes□No
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?	LI I ESLINO
Describe:	
	☐ Yes ☐ No
n. Will the proposed action have outdoor lighting?	□ 1 €2 □ 140
If yes: i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:	
7. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to hearest occupied an actual of	
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?	□Yes□No
Describe:	
	
o. Does the proposed action have the potential to produce odors for more than one hour per day?	□Yes□No
If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest	
occupied structures:	
Occupied bit detailed.	
	☐Yes☐No
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons)	∐ res∐No
or chemical products 185 gallons in above ground storage or any amount in underground storage?	
If Yes: i. Product(s) to be stored	•
i. Product(s) to be stored ii. Volume(s) per unit time (e.g., month, year)	
iii. Generally, describe the proposed storage facilities:	
The deliverity, desired the proposed storage that the second storage the second storage that the second storage the second storage that the second storage the second storage that the second storage	
q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides,	☐ Yes ☐No
insecticides) during construction or operation?	
If Yes:	
i. Describe proposed treatment(s):	
Will de la discontinue de la Part Managament Province	☐ Yes ☐No
ii. Will the proposed action use Integrated Pest Management Practices?r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal	☐ Yes ☐No
of solid waste (excluding hazardous materials)?	
If Yes:	
i. Describe any solid waste(s) to be generated during construction or operation of the facility:	
• Construction: tons per (unit of time)	
Operation: tons per (unit of time)	
ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste	:
• Construction:	
Operation:	
iii. Proposed disposal methods/facilities for solid waste generated on-site:	
Construction:	
Operation:	

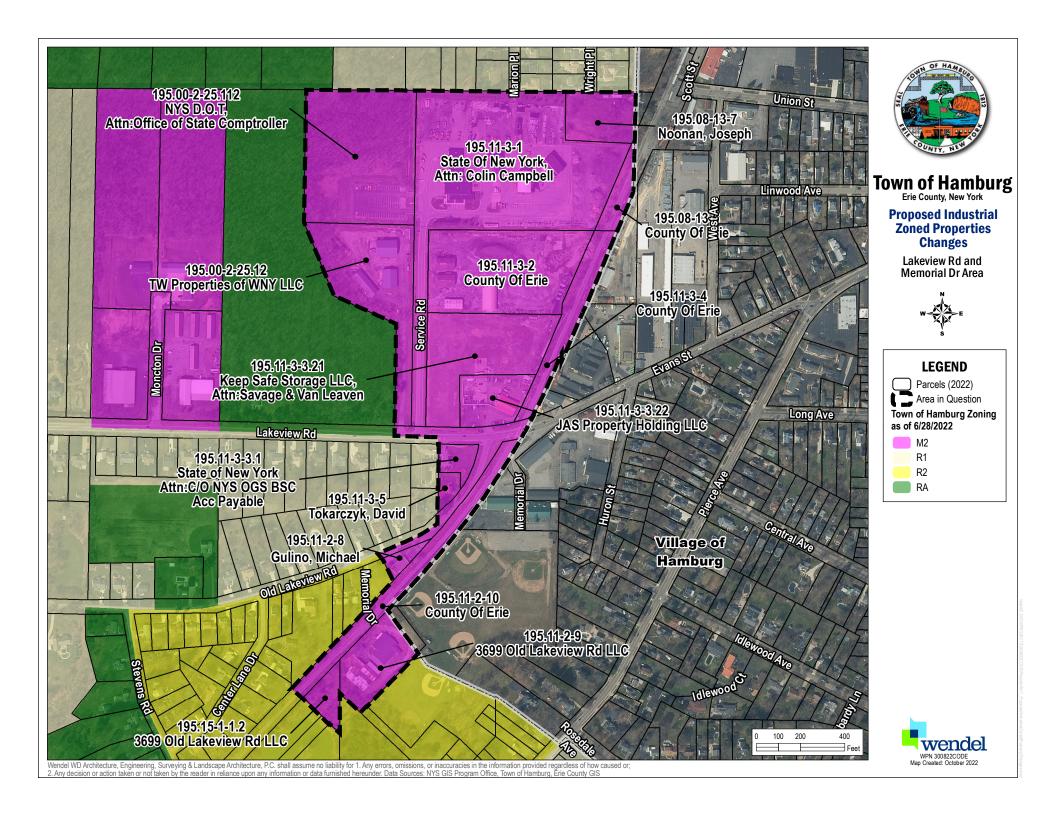
s. Does the proposed action include construction or modif	fication of a solid waste m	nanagement facility?	☐ Yes ☐ No 39	
If Yes:				
i. Type of management or handling of waste proposed to	for the site (e.g., recycling	g or transfer station, compostin	g, landfill, or	
other disposal activities):				
 ii. Anticipated rate of disposal/processing: Tons/month, if transfer or other non-c 	ambuatian/tharmal treatm	ant or		
Tons/hour, if combustion or thermal to		iont, or		
iii. If landfill, anticipated site life:				
		1		
t. Will the proposed action at the site involve the commer	cial generation, treatment	, storage, or disposal of nazard	ous [] Yes [] No	
waste? If Yes:				
i. Name(s) of all hazardous wastes or constituents to be	generated, handled or ma	naged at facility:		
ii. Generally describe processes or activities involving ha	azardous wastes or consti	tuents:	<u> </u>	
	<u> </u>			
iii. Specify amount to be handled or generated to	ns/month			
iv. Describe any proposals for on-site minimization, recy		us constituents:		
			·	
	001 1 1 0		□Yes□No	
v. Will any hazardous wastes be disposed at an existing				
If Yes: provide name and location of facility:				
If No: describe proposed management of any hazardous w	vastes which will not be s	ent to a hazardous waste facilit	y:	
E. Site and Setting of Proposed Action				
E.1. Land uses on and surrounding the project site		"		
a. Existing land uses.i. Check all uses that occur on, adjoining and near the p	project site.			
☐ Urban ☐ Industrial ☐ Commercial ☐ Reside	ential (suburban) 🔲 Ru	ıral (non-farm)		
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other	(specify):			
ii. If mix of uses, generally describe:				
	·			
b. Land uses and covertypes on the project site.				
Land use or	Current	Acreage After	Change	
Covertype	Acreage	Project Completion	(Acres +/-)	
Roads, buildings, and other paved or impervious				
surfaces			···	
• Forested				
 Meadows, grasslands or brushlands (non- agricultural, including abandoned agricultural) 				
Agricultural				
(includes active orchards, field, greenhouse etc.)				
Surface water features		İ		
(lakes, ponds, streams, rivers, etc.)				
Wetlands (freshwater or tidal)				
Non-vegetated (bare rock, earth or fill)				
• Other				
Describe:				
		1		

c. Is the project site presently used by members of the community for public recreation?	□Yes□No 40
i. If Yes: explain:	
d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site?	□Yes□No
If Yes, i. Identify Facilities:	
e. Does the project site contain an existing dam? If Yes:	□Yes□No
i. Dimensions of the dam and impoundment:	
Dam height: feet	
• Dam length: feet	
Surface area: Acres Values improveded: Sulface OR care foot	
Volume impounded: gallons OR acre-feet ii. Dam's existing hazard classification:	
iii. Provide date and summarize results of last inspection:	<u> </u>
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility Yes:	☐Yes☐No lity?
i. Has the facility been formally closed?	□Yes□ No
If yes, cite sources/documentation:	
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:	
iii. Describe any development constraints due to the prior solid waste activities:	
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin	□Yes□No
property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes:	
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred	ed:
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any	☐Yes☐ No
remedial actions been conducted at or adjacent to the proposed site? If Yes:	
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:	□Yes□No
Yes – Spills Incidents database Provide DEC ID number(s):	
☐ Yes - Environmental Site Remediation database Provide DEC ID number(s):	
ii. If site has been subject of RCRA corrective activities, describe control measures:	
the first ends been subject of RCRA corrective activities, describe control measures.	
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database?	□Yes□No
If yes, provide DEC ID number(s):	
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):	<u></u>

v. Is the project site subject to an institutional control limiting property uses?	☐Yes☐No 41
 If yes, DEC site ID number: Describe the type of institutional control (e.g., deed restriction or easement): 	
Describe any use limitations: Describe any engineering controls:	
Describe any engineering controls:	
Will the project affect the institutional or engineering controls in place?	☐ Yes ☐ No
Explain:	
	,
E.2. Natural Resources On or Near Project Site	·
a. What is the average depth to bedrock on the project site? feet	
b. Are there bedrock outcroppings on the project site?	□Yes□No
If Yes, what proportion of the site is comprised of bedrock outcroppings?%	
c. Predominant soil type(s) present on project site:	<u> </u>
c. I redominant son type(s) present on project one.	
9/	.
d. What is the average depth to the water table on the project site? Average:feet	
e. Drainage status of project site soils: Well Drained: % of site	
Moderately Well Drained:% of site	
Poorly Drained % of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site	
10-15%:% of site	
15% or greater: % of site	
g. Are there any unique geologic features on the project site? If Yes, describe:	☐Yes☐No
11 7 es, describe.	
h. Surface water features. i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers,	∐Yes∏No
ponds or lakes)?	
ii. Do any wetlands or other waterbodies adjoin the project site?	□Yes□No
If Yes to either <i>i</i> or <i>ii</i> , continue. If No, skip to E.2.i. iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal,	□Yes□No
state or local agency?	
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
• Streams: Name Classification	
 Lakes or Ponds: Name Classification 	
Wetlands: Name Approximate Size	***
 Wetland No. (if regulated by DEC) v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired 	□Yes □No
waterbodies?	□ 1 C2 □(40
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	☐Yes ☐No
j. Is the project site in the 100-year Floodplain?	□Yes □No
k. Is the project site in the 500-year Floodplain?	☐Yes ☐No
1. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?	∐Yes□No
If Yes:	Ī
i. Name of aquifer:	

	***************************************	4.0
m. Identify the predominant wildlife species that occupy or use the project site	<u> </u>	42
n. Does the project site contain a designated significant natural community?		∏Yes ∏No
If Yes:i. Describe the habitat/community (composition, function, and basis for design	nation):	
t. Describe the national commany (composition, various, and case of any		
ii. Source(s) of description or evaluation:		
iii. Extent of community/habitat:		
 Currently: Following completion of project as proposed: 	acres acres	
Following completion of project as proposed: Gain or loss (indicate + or -):	acres	1
•		
o. Does project site contain any species of plant or animal that is listed by the fo	ederal government or NYS as	☐ Yes☐No
endangered or threatened, or does it contain any areas identified as habitat for	r an endangered of uneatened speci	cs:
If Yes: i. Species and listing (endangered or threatened):		
bpccics and noting (citatings) of an action of		
		· · · · · · · · · · · · · · · · · · ·
p. Does the project site contain any species of plant or animal that is listed by it special concern?	NYS as rare, or as a species of	□Yes□No
If Yes:		
i. Species and listing:		**-
q. Is the project site or adjoining area currently used for hunting, trapping, fishi If yes, give a brief description of how the proposed action may affect that use:	ng or shell fishing?	∐Yes∐No
If yes, give a orier description of now the proposed action may affect that use.		
E.3. Designated Public Resources On or Near Project Site		
a. Is the project site, or any portion of it, located in a designated agricultural dis	strict certified pursuant to	∐Yes∐No
Agriculture and Markets Law, Article 25-AA, Section 303 and 304?		
If Yes, provide county plus district name/number:		
b. Are agricultural lands consisting of highly productive soils present?		∐Yes∐No
i. If Yes: acreage(s) on project site?		· · · · · · · · · · · · · · · · · · ·
ii. Source(s) of soil rating(s):		
c. Does the project site contain all or part of, or is it substantially contiguous to	o, a registered National	□Yes□No
Natural Landmark? If Yes:		
	Geological Feature	
ii. Provide brief description of landmark, including values behind designation		
d. Is the project site located in or does it adjoin a state listed Critical Environment	ental Area?	☐Yes ☐No
If Yes:		
i. CEA name:		
ii. Basis for designation:		
m. Designating agency and date.		

e. Does the project site contain, or is it substantially contiguous to, a but which is listed on the National or State Register of Historic Places, of Office of Parks, Recreation and Historic Preservation to be eligible to If Yes:	or that has been determined by the Commission	
i. Nature of historic/archaeological resource: Archaeological Site	☐ Historic Building or District	
ii. Name: iii. Brief description of attributes on which listing is based:		
f. Is the project site, or any portion of it, located in or adjacent to an are archaeological sites on the NY State Historic Preservation Office (SI		∐Yes □No
 g. Have additional archaeological or historic site(s) or resources been i If Yes: i. Describe possible resource(s): 		□Yes □No
ii. Basis for identification:		
h. Is the project site within fives miles of any officially designated and scenic or aesthetic resource?	publicly accessible federal, state, or local	□Yes □No
If Yes: i. Identify resource:		
 ii. Nature of, or basis for, designation (e.g., established highway overletc.): iii. Distance between project and resource: 		scenic byway,
iii. Distance between project and resource:r	niles.	
 i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666? If Yes: 		∏Yes∏No i
 i. Identify the name of the river and its designation: ii. Is the activity consistent with development restrictions contained in 	6NYCRR Part 666?	∐Yes ∐No
F. Additional Information Attach any additional information which may be needed to clarify you If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.		pacts plus any
G. Verification I certify that the information provided is true to the best of my knowledge.	edge.	
Applicant/Sponsor Name Andrew Reilly, AICP	Date 3/8/2023	
Signature (1)	Title Director of Planning & Environ. Services,	Wendel



Town Board of the Town of Hamburg March 13, 2023 Meeting

13. Industrial Rezoning Resolution - Lakeview Railroad

WHEREAS, this resolution introduces a proposed amendment to the Zoning Map of the Town of Hamburg to rezone parcels on the east side of the railroad near Lakeview Road with the following SBL numbers from M-2 Light Industrial to R-A Residential Agricultural: 193.00-4-7, 193.00-4-6, 193.00-4-3.11, and 193.00-4-2; and

WHEREAS, the proposed zoning map amendment is proposed in the form of a Local Law pursuant to the authority granted to the Town of Hamburg ("Town") Town Board ("Town Board") and the Town by Articles 2 and 3 of the New York State Municipal Home Rule Law and by Article 2 of the New York State Statute of Local Governments, and the Town Board is authorized and empowered by Chapter 280, Article XLVIII of the Code, and Article 16 of New York Town Law to amend the Zoning Map of the Town to meet the growing and changing needs of the Town; and

WHEREAS, since 2019, the Town has been in the process of updating its Comprehensive Plan, and evaluating potential Zoning Code and Zoning Map amendments throughout the Town, including industrial properties, and evaluating other land use issues throughout the Town; and

WHEREAS, through the process of updating its Comprehensive Plan, the Town has identified areas that it views as improperly zoned in light of changes in the Town and the region since the adoption of the last Comprehensive Plan update in 2008; and

WHEREAS, the Town's new 2022 Comprehensive Plan ("Plan") has been adopted and the Town Board has authorized the Town's Planning Department and the Town's Planning Consultant to begin the implementation of the Plan; and

WHEREAS, in anticipation of the introduction of the proposed zoning map amendment, the Town's Planning Consultant has prepared for the Town Board's review Part 1 of a Full Environmental Assessment Form ("FEAF"), pursuant to SEQRA, of which a copy is attached as Exhibit A to this Resolution; and

WHEREAS, pursuant to New York State Municipal Rule Law § 20, a copy of this Resolution was received by each member of the Town Board prior to this meeting and the Proposed Local Law shall be deemed to be on the desk of each member of the Town Board as of tonight's Town Board meeting.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF HAMBURG AS FOLLOWS:

- 1. The Town Board has determined that they would like to proceed with the rezoning of these parcels.
- 2. For the reasons set forth in this Resolution, and pursuant to New York State Municipal Home Rule Law § 20 and Sections 8-15 and 280-338 of the Code, the Town Board hereby introduces Town of Hamburg "Local Law No. x of 2023, A local law to amend the Zoning Map of the Town of Hamburg to rezone parcels on the east side of the railroad near Lakeview Road with the following SBL numbers from M-2 Light Industrial to R-A Residential Agricultural: 193.00-4-7, 193.00-4-6, 193.00-4-3.11, and 193.00-4-2.
- 3. Pursuant to provisions of SEQRA, the Town Board hereby determines to classify the adoption of the proposed zoning map amendment (the "proposed action" in accordance with SEQRA) as a Type I action in accordance with Article 8 of the New York State Environmental Conservation Law and 6 NYCRR Part

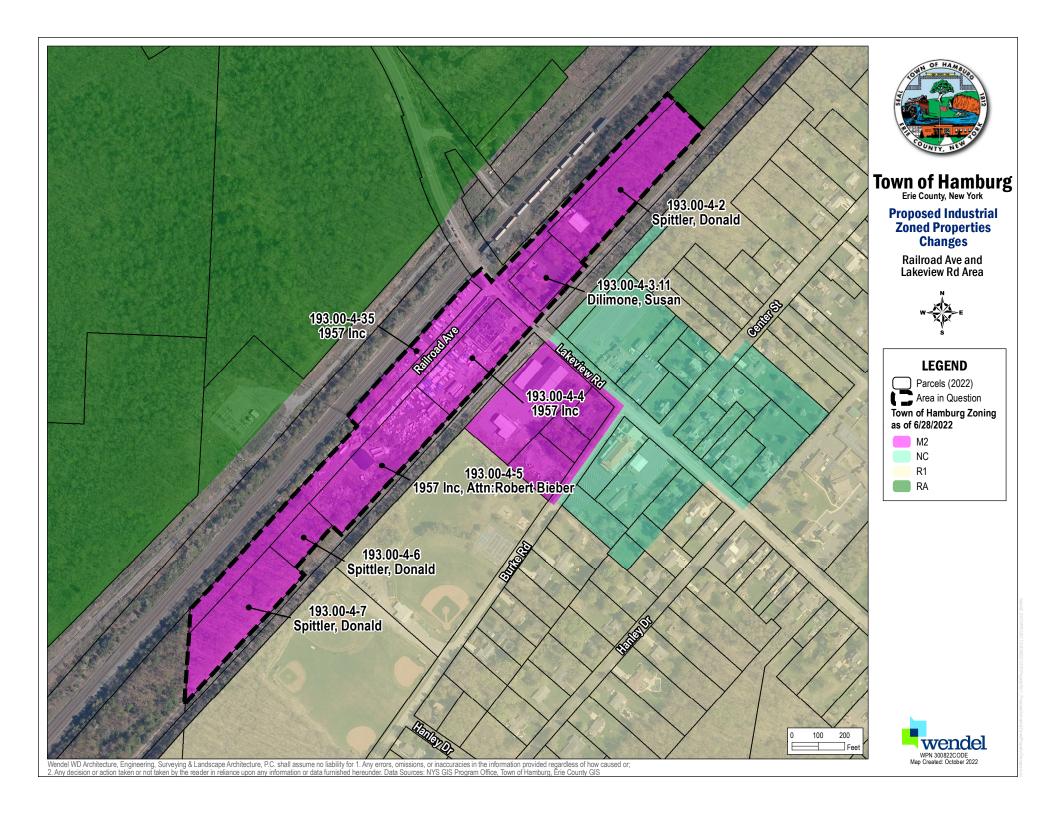
617.4(b)(2).

- 4. Further, pursuant to SEQRA, the Town Board further determines that it will be the only agency with approval authority over the proposed action. Accordingly, the Town Board hereby declares itself to be the Lead Agency for the conduct of the environmental review of the proposed action under SEQRA.
- 5. The Town Board hereby accepts the FEAF for the proposed action, which has been prepared by the Town's Planning Consultant, a copy of which is attached as Exhibit A to this Resolution.
- 6. The Town Board hereby directs that the proposed zoning map amendment be referred to the Erie County Department of Environment and Planning pursuant to Section 239-m of the New York State General Municipal Law.
- 7. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town Planning Board for its review and for an advisory report pursuant to § 280-340(B) of the Code. The Planning Board shall deliver its response to this referral to the Town Board.
- 8. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town's Code Review Committee for its review.
- 9. In accordance with New York State Municipal Home Rule Law § 20(5), the Town Board shall schedule a public hearing on the proposed zoning map amendment at a future meeting of the Town Board at a time and date as yet to be determined, to be held at the Town of Hamburg Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075. The Town Board directs the Town Clerk to provide notice to the public of the public hearing in accordance with the requirements set forth in the New York State Municipal Home Rule Law, Article 16 of New York Town Law, and § 280-340 of the Code, and directs the Town Clerk to publish of the proposed zoning map amendment in the Town's official newspaper not less than ten (10) calendar days prior to the public hearing.
- 10. The Town Board also directs the Town Clerk to post a copy of the proposed zoning map amendment on the Town's web site, and to make a paper copy of the proposed Local Laws available for review by the public at the Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075.
- 11. The Town Board hereby directs the Town's Planning Consultant to prepare for the Town Board's review at a later date a Part 2 and Part 3 of the SEQRA Environmental Assessment Form for the Town Board's review and consideration.

Moved: R. Hoak

ATTACHMENTS:

Description	Upload Date	Type
Industrial Rezoning Map - Lakeview Railroad	3/9/2023	Backup Material
Lakeview RR	3/9/2023	Cover Memo



Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project:	-	, ,
Lakeview Railroad Rezoning		
Project Location (describe, and attach a general location map):		,
East side of the railroad near Lakeview Road		
Brief Description of Proposed Action (include purpose or need):		
Rezone parcels 193.00-4-7, 193.00-4-6, 193.00-4-3.11, and 193.00-4-2 from M-2 (Light In-	dustrial District) to R-A (Reside	ential Agricultural District)
Name of Applicant/Sponsor:	Telephone: 716-649-61	11
Town of Hamburg	E-Mail:	
Address: 6100 South Park Avenue		
City/PO: Hamburg	State: NY	Zip Code: 14075
Project Contact (if not same as sponsor; give name and title/role):	Telephone:	
	E-Mail:	
Address:		
City/PO:	State:	Zip Code:
	T-1	
Property Owner (if not same as sponsor):	Telephone:	<u></u>
	E-Mail:	
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Spassistance.)	ponsorship. ("Funding" includes grants, loans, ta	ix relief, and any othe	r forms of financial
Government Entity	Government Entity If Yes: Identify Agency and Approval(s) Application Required (Actual or pro-		
a. City Council, Town Board, ✓Yes ☐No or Village Board of Trustees			
b. City, Town or Village ☐Yes ☑No Planning Board or Commission			
c. City, Town or ☐Yes☑No Village Zoning Board of Appeals			
d. Other local agencies ☐Yes ☑No			
e. County agencies ☑Yes☐No			
f. Regional agencies ☐Yes ☑No			
g. State agencies □Yes☑No			
h. Federal agencies ☐Yes☑No			
i. Coastal Resources.i. Is the project site within a Coastal Area	a, or the waterfront area of a Designated Inland W	aterway?	□Yes Z No
ii. Is the project site located in a communitii. Is the project site within a Coastal Eros.	✓ Yes□No □ Yes☑No		
C. Planning and Zoning		,	
C.1. Planning and zoning actions.			
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part 1			
C.2. Adopted land use plans.			
a. Do any municipally- adopted (city, town, where the proposed action would be locate	village or county) comprehensive land use plan(s)	include the site	Z Yes□No
	specific recommendations for the site where the p	roposed action	∠ Yes□No
	y local or regional special planning district (for exignated State or Federal heritage area; watershed r		∠ Yes□No
NYS Heritage Area: West Erie Canal Corridor			
or an adopted municipal farmland protect If Yes, identify the plan(s):	•		
Open Space and Greenspace Plan			

C.3. Zoning	50
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	∠ Yes □No
b. Is the use permitted or allowed by a special or conditional use permit?	□Yes□No
c. Is a zoning change requested as part of the proposed action? If Yes, i. What is the proposed new zoning for the site? R-A Residential Agiructural	☑ Yes□No
C.4. Existing community services.	
a. In what school district is the project site located? Frontier CSD	
b. What police or other public protection forces serve the project site? Hamburg Police and Erie County Sheriff's	
c. Which fire protection and emergency medical services serve the project site? Lakeview Fire District	
d. What parks serve the project site? Lak <u>eview Park</u>	
D. Project Details	
D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if micomponents)?	ixed, include all
b. a. Total acreage of the site of the proposed action? acres	· ·
b. Total acreage to be physically disturbed? acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres	
c. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, missquare feet)? %	☐ Yes☐ No iles, housing units,
d. Is the proposed action a subdivision, or does it include a subdivision?	□Yes □No
If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	
ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? iv. Minimum and maximum proposed lot sizes? Minimum Maximum	□Yes □No
 e. Will the proposed action be constructed in multiple phases? i. If No, anticipated period of construction: months ii. If Yes: Total number of phases anticipated Anticipated commencement date of phase 1 (including demolition) Anticipated completion date of final phase Generally describe connections or relationships among phases, including any contingencies where prodetermine timing or duration of future phases: 	

	ct include new resid nbers of units propo				□Yes□No 51
If Yes, snow num	One Family	Sed. <u>Two Family</u>	Three Family	Multiple Family (four or more)	
7 1/1 1 TH	Sun Trumb	1 WO LUMMY	<u> </u>	THATTER LANDY (1001 OF MOTO)	
Initial Phase					
At completion of all phases					
Or all princes					
	sed action include	new non-residenti	al construction (incl	uding expansions)?	□Yes□No
If Yes,	C - 4				
i. Total number	of structures		haight	width; andlength	
ii. Dimensions (in teet) of largest present of building (roposeu structure. space to be heated	or cooled:	widin; andlengthsquare feet	
					Imisz - ImiNio
				Il result in the impoundment of any agoon or other storage?	∐Yes □No
If Yes,	S CICALION OI A WALL	i suppiy, reservon	, ponu, iake, wasie i	agoon of other storage:	
	e impoundment:				
ii. If a water imp	oundment, the princ	cipal source of the	water:	Ground water Surface water strear	ns Other specify:
If other than u	estan identify the to	of impounded/	contained liquids an	d their garrens	
III. II OUIÇI LIIALI V	vater, identity the ty	pe or unpounded	contained riquids air	a their source.	
iv. Approximate	size of the proposed	d impoundment.	Volume;	million gallons; surface area:	acres
v. Dimensions o	f the proposed dam	or impounding str	nicture:	height; length	
vi. Construction	method/materials f	or the proposed da	m or impounding st	ructure (e.g., earth fill, rock, wood, conc	crete):
					
D.2. Project Op	erations			***************************************	
a. Does the propo	sed action include a	any excavation, m	ining, or dredging, d	uring construction, operations, or both?	☐Yes ☐No
(Not including	general site prepara			or foundations where all excavated	
materials will r	emain onsite)				
If Yes:	0.1				
i. What is the pu	rpose of the excava	tion or dredging?		o be removed from the site?	
ii. How much ma	terial (including roc	k, earth, searment	s, etc.) is proposed to	o be removed from the site?	
• Volume	(specify tons of cut	one yards):	<u> </u>		
iii Describe natu	at guranon or ume: re and characteristic	s of materials to b	e excavated or dreds	ged, and plans to use, manage or dispose	of them.
	The vital vi	0 04 11446		Port, mire himing to most transmiss or mil-	
iv Will there be	onsite dewatering of	or processing of ex	cavated materials?	200,	Yes No
			TON FULDE ITALIOTTATO		
ν. What is the to	tal area to be dredge	ed or excavated?	· _ .	acres	
				acres	
			or dredging?	feet	·
	vation require blast				∐Yes∐No
ix. Summarize site	e reciamation goals	and plan:			· ·
	·				
h Would the prop	oosed action cause o	result in alteration	on of increase or de	crease in size of, or encroachment	Yes No
			ch or adjacent area?		
If Yes:		•	-		
				vater index number, wetland map numbe	er or geographic
description):	<u> </u>				

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavate alteration of channels, banks and shorelines. Indicate extent of activities, alterations and	
iii. Will the proposed action cause or result in disturbance to bottom sediments?	□Yes□No
If Yes, describe: iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetati	ion? Yes No
If Yes:	
 acres of aquatic vegetation proposed to be removed: expected acreage of aquatic vegetation remaining after project completion; 	
expected acreage of aquatic vegetation remaining after project completion: purpose of proposed removal (e.g. beach clearing, invasive species control, boat acreage)	race).
purpose or proposed removal (e.g. ocach clearing, invasive species control, boat acc	
proposed method of plant removal:	
if chemical/herbicide treatment will be used, specify product(s):	
v. Describe any proposed reclamation/mitigation following disturbance:	
c. Will the proposed action use, or create a new demand for water? If Yes:	□Yes □No
	ns/day
ii. Will the proposed action obtain water from an existing public water supply?	□Yes □No
If Yes:	
Name of district or service area:	
Does the existing public water supply have capacity to serve the proposal?	□Yes□No
• Is the project site in the existing district?	☐Yes☐No
Is expansion of the district needed?	□Yes□No
Do existing lines serve the project site?	□Yes□No
iii. Will line extension within an existing district be necessary to supply the project?	□Yes □No
If Yes: • Describe extensions or capacity expansions proposed to serve this project:	
Source(s) of supply for the district:	
iv. Is a new water supply district or service area proposed to be formed to serve the project of	site?
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
Proposed source(s) of supply for new district:	
ν . If a public water supply will not be used, describe plans to provide water supply for the μ	project:
vi. If water supply will be from wells (public or private), what is the maximum pumping cap	acity: gallons/minute.
d. Will the proposed action generate liquid wastes?	☐ Yes ☐No
If Yes:	
 i. Total anticipated liquid waste generation per day: gallons/day ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combinate 	ion, describe all components and
approximate volumes or proportions of each):	
ii. Will the proposed action use any existing public wastewater treatment facilities? If Yes:	□Yes□No
Name of wastewater treatment plant to be used:	
Name of district:	
 Does the existing wastewater treatment plant have capacity to serve the project? 	☐Yes ☐No
Is the project site in the existing district? In any and the district readed?	☐ Yes ☐ No
Is expansion of the district needed?	☐ Yes ☐No

	 Do existing sewer lines serve the project site? 	∐Yes∐No	53
	 Will a line extension within an existing district be necessary to serve the project? 	□Yes□No	
	If Yes:		
	Describe extensions or capacity expansions proposed to serve this project:		-
			_
iv.	Will a new wastewater (sewage) treatment district be formed to serve the project site?	☐ Yes ☐ No	
	If Yes:		
	 Applicant/sponsor for new district: Date application submitted or anticipated: 		
	Date application submitted or anticipated: What is the receiving water for the wastewater discharge?		
1,	If public facilities will not be used, describe plans to provide wastewater treatment for the project, including spec	ifving proposed	1 :
۲.	receiving water (name and classification if surface discharge or describe subsurface disposal plans):	- J - J - 1	
			-
vi.	Describe any plans or designs to capture, recycle or reuse liquid waste:		_
			—
e.	Will the proposed action disturb more than one acre and create stormwater runoff, either from new point	□Yes□No	
	sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction?		
Ιf	Yes:		
	How much impervious surface will the project create in relation to total size of project parcel?		
	Square feet or acres (impervious surface)		
	Square feet or acres (parcel size)		
ii	Describe types of new point sources.		
:::	Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent pro-	roperties	
ш	groundwater, on-site surface water or off-site surface waters)?	operties,	
	groundwaren, on one deriado water of our pro-		
			_
	If to surface waters, identify receiving water bodies or wetlands:		
	Will stormwater runoff flow to adjacent properties?	☐ Yes☐ No	_
iν.	Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?		
	Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel	□Yes □No	
	combustion, waste incineration, or other processes or operations?		
If	Yes, identify:		
	i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)		
i	Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)		
	i. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)	·	
11	. Stationary sources during operations (e.g., process clinisations, large boliets, olderto generation)		
g.	Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit,	□Yes□No	
0	or Federal Clean Air Act Title IV or Title V Permit?		
	Yes:	— . —.	
i.	Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet	□Yes□No	
	ambient air quality standards for all or some parts of the year)		į
11.	In addition to emissions as calculated in the application, the project will generate:		
	 Tons/year (short tons) of Carbon Dioxide (CO₂) Tons/year (short tons) of Nitrous Oxide (N₂O) 		
	• Tons/year (short tons) of Perfluorocarbons (PFCs)		
	• Tous/year (short tons) of Sulfur Hexafluoride (SF ₆)		
	Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)		
	Tons/year (short tons) of Hazardous Air Pollutants (HAPs)		
	·-· · · · · · · · · · · · · · · · · · ·		

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? If Yes:	□Yes□No	54	
 i. Estimate methane generation in tons/year (metric): ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to g electricity, flaring): 	enerate heat or	— —	
 i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): 	∏Yes∏No		
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? If Yes: i. When is the peak traffic expected (Check all that apply):	YesNo		
 iii. Parking spaces: Existing Proposed Net increase/decrease	□Yes□No	:	
 k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand			
iii. Will the proposed action require a new, or an upgrade, to an existing substation?	∏Yes∏No	_	
1. Hours of operation. Answer all items which apply. i. During Construction: ii. During Operations: • Monday - Friday: • Monday - Friday: • Saturday: • Saturday: • Saturday: • Sunday: • Holidays: • Holidays:			

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? If yes:	□Yes□No	55
i. Provide details including sources, time of day and duration:	· · · · · · · · · · · · · · · · · · ·	_
 ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Describe:	□Yes□No	
NUMBER OF THE PROPERTY OF THE		
n. Will the proposed action have outdoor lighting? If yes: i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:	∏Yes∏No	
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Describe:	□Yes□No	
o. Does the proposed action have the potential to produce odors for more than one hour per day? If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:	∏Yes∏No	
		—
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? If Yes: i. Product(s) to be stored ii. Volume(s) per unit time (e.g., month, year)	☐ Yes ☐ No	_
iii. Generally, describe the proposed storage facilities:		
 q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? If Yes: i. Describe proposed treatment(s): 	☐ Yes ☐No	_
		—
ii. Will the proposed action use Integrated Pest Management Practices?	☐ Yes ☐No	
r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? If Yes:	☐ Yes ☐No	
i. Describe any solid waste(s) to be generated during construction or operation of the facility:		
• Construction: tons per (unit of time)		
Operation: tons per (unit of time)	_	
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid wast Construction: 		_
Operation:		_
 iii. Proposed disposal methods/facilities for solid waste generated on-site: Construction: 		— —
Operation:		<u> </u>

s. Does the proposed action include construction or modifi	ication of a solid waste	management facility?	☐ Yes ☐ No 56		
IT Yes;					
i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or					
other disposal activities): ii. Anticipated rate of disposal/processing:					
Tons/month, if transfer or other non-co	mbustion/thermal treat	ment or			
Tons/hour, if combustion or thermal tree		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			
iii. If landfill, anticipated site life:	years				
t. Will the proposed action at the site involve the commerc		at storage or disposal of hazard	ous TYes TNo		
waste?	an gonoranon, mountaino.	it, otorago, or disposar or nazaro	1 40 Line		
If Yes:					
i. Name(s) of all hazardous wastes or constituents to be g	generated, handled or m	anaged at facility:			
	 				
ii. Generally describe processes or activities involving has	zardous wastes or const	ituents:			
ii. Concludy describe processes of activities involving has	Zardods Wasios or Const				
iii. Specify amount to be handled or generatedton	s/month				
iv. Describe any proposals for on-site minimization, recyc	cling or reuse of hazarde	ous constituents:			
			/ <u>-</u>		
v. Will any hazardous wastes be disposed at an existing of	offsite hazardous waste	facility?	☐Yes☐No		
If Yes: provide name and location of facility:					
If No: describe proposed management of any hazardous wa	astes which will not be	sent to a hazardous waste facilit	y:		
		· · · · · · · · · · · · · · · · · · ·			
E. Site and Setting of Proposed Action					
E. Site and Setting of Froposed Action					
E.1. Land uses on and surrounding the project site					
a. Existing land uses.	·····				
i. Check all uses that occur on, adjoining and near the pr	roject site.				
☐ Urban ☐ Industrial ☐ Commercial ☐ Residen					
Forest Agriculture Aquatic Other (s	specify):	44,49			
ii. If mix of uses, generally describe:					
b. Land uses and covertypes on the project site.	<u>-</u>				
Land use or	Current	Acreage After	Change		
Covertype	Acreage	Project Completion	(Acres +/-)		
Roads, buildings, and other paved or impervious					
surfaces					
• Forested					
Meadows, grasslands or brushlands (non- minutes) in the line of an day of a principle of the line of an include of the line of an include of the line of the					
agricultural, including abandoned agricultural)					
Agricultural Greenbouse etc.)					
Surface water features	(includes active orchards, field, greenhouse etc.)				
(lakes, ponds, streams, rivers, etc.)					
Wetlands (freshwater or tidal)					
Non-vegetated (bare rock, earth or fill)					
• Other					
Describe:					
			1		

c. Is the project site presently used by members of the community for public recreation? i. If Yes: explain:	□Yes□No	57
d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? If Yes,	□Yes□No	
i. Identify Facilities:		_
e. Does the project site contain an existing dam? If Yes:	☐ Yes ☐ No	
i. Dimensions of the dam and impoundment:Dam height: feet		
Dam length: feet		
Surface area: acres		
Volume impounded: gallons OR acre-feet		
ii. Dam's existing hazard classification:		_
iii. Provide date and summarize results of last inspection:		
		<u> </u>
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facil If Yes:	□Yes□No ity?	
i. Has the facility been formally closed?	☐Yes☐ No	
If yes, cite sources/documentation:		
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:		_
		_ '
iii. Describe any development constraints due to the prior solid waste activities:		-
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes: i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred.	∐Yes∐No	
1. Describe waste(s) handled and waste management activities, including approximate time when activities occurre		_
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any	□Yes□ No	
remedial actions been conducted at or adjacent to the proposed site? If Yes:	L 103L 110	
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:	□Yes□No	
☐ Yes – Spills Incidents database Provide DEC ID number(s): ☐ Yes – Environmental Site Remediation database Provide DEC ID number(s):		-
Neither database		_
ii. If site has been subject of RCRA corrective activities, describe control measures:		-
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? If yes, provide DEC ID number(s):	□Yes□No	_
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):		
		_

ν. Is the project site subject to an institutional control limiting property uses?	☐Yes☐No 58
If yes, DEC site ID number: Describe the type of institutional control (e.g., deed restriction or easement):	
Describe the type of institutional control (e.g., deed restriction or easement):	
Describe any use limitations:	
• Describe any engineering controls:	
Will the project affect the institutional or engineering controls in place?	☐ Yes ☐ No
Explain:	
E.2. Natural Resources On or Near Project Site	· · · · · · · · · · · · · · · · · · ·
a. What is the average depth to bedrock on the project site?feet	
b. Are there bedrock outcroppings on the project site?	☐ Yes☐No
If Yes, what proportion of the site is comprised of bedrock outcroppings?%	
c. Predominant soil type(s) present on project site:	<u> </u>
)
d. What is the average depth to the water table on the project site? Average:feet	
e. Drainage status of project site soils: Well Drained: % of site	
Moderately Well Drained: % of site	
Poorly Drained % of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site	
10-15%: 5-1070. 5-1070	
☐ 10-15%: % of site ☐ 15% or greater: % of site	
g. Are there any unique geologic features on the project site? If Yes, describe:	☐ Yes ☐ No
h. Surface water features.	<u> </u>
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers,	□Yes□No
ponds or lakes)?	□sr□sr.
ii. Do any wetlands or other waterbodies adjoin the project site?	□Yes□No
If Yes to either i or ii, continue. If No, skip to E.2.i.	——————————————————————————————————————
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency?	□Yes□No
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
Streams: Name Classification	
• • • • • • • • • • • • • • • • • • • •	
Wetlands: Name Approximate Size	
• Wetland No. (if regulated by DEC)	
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired	☐Yes ☐No
waterbodies?	
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	□Yes □No
j. Is the project site in the 100-year Floodplain?	□Yes □No
k. Is the project site in the 500-year Floodplain?	□Yes □No
1. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? If Yes:	□Yes□No
i. Name of aquifer:	

m. Identify the predominant wildlife species that occupy or use the project	site:	
n. Does the project site contain a designated significant natural community? If Yes: i. Describe the habitat/community (composition, function, and basis for describe the habitat/community).		□Yes□No
ii. Source(s) of description or evaluation:		
iii. Extent of community/habitat: • Currently:	ggrac	
Following completion of project as proposed:	acres	
• Gain or loss (indicate + or -):		
 Does project site contain any species of plant or animal that is listed by the endangered or threatened, or does it contain any areas identified as habita If Yes: i. Species and listing (endangered or threatened): 	t for an endangered or threatened spec	☐ Yes☐No cies?
 Does the project site contain any species of plant or animal that is listed is special concern? If Yes: 	by NYS as rare, or as a species of	□Yes□No
i. Species and listing: [Is the project site or adjoining area currently used for hunting, trapping, fif yes, give a brief description of how the proposed action may affect that us	shing or shell fishing?	□Yes □No
C.3. Designated Public Resources On or Near Project Site		
Is the project site, or any portion of it, located in a designated agricultural Agriculture and Markets Law, Article 25-AA, Section 303 and 304? If Yes, provide county plus district name/number:	-	∐Yes∐No
i. If Yes: acreage(s) on project site? ii. Source(s) of soil rating(s): iii. Source(s) of soil rating(s):		□Yes□No
. Does the project site contain all or part of, or is it substantially contiguou Natural Landmark? f Yes: i. Nature of the natural landmark:	s to, a registered National Geological Feature	∐Yes ∏No
ii. Provide brief description of landmark, including values behind designate the project site located in or does it adjoin a state listed Critical Environ Yes:	ion and approximate size/extent;	□Yes□No
i. CEA name:		
ii. Basis for designation:	<u></u>	

e. Does the project site contain, or is it substantially contiguous to, a b which is listed on the National or State Register of Historic Places, or	or that has been determined by the Commiss	
Office of Parks, Recreation and Historic Preservation to be eligible	or listing on the State Register of Historic P	laces?
If Yes:	Tree to be the specific	
i. Nature of historic/archaeological resource: Archaeological Site	☐Historic Building or District	
ii. Name:		
iii. Brief description of attributes on which fishing is based.		
f. Is the project site, or any portion of it, located in or adjacent to an ar	ea designated as sensitive for	□Yes□No
archaeological sites on the NY State Historic Preservation Office (S		
g. Have additional archaeological or historic site(s) or resources been i	dentified on the project site?	□Yes □No
If Yes:		
i. Describe possible resource(s):		
ii. Basis for identification:		
h. Is the project site within fives miles of any officially designated and	publicly accessible federal, state, or local	□Yes□No
scenic or aesthetic resource?		
If Yes: i. Identify resource:		
i. Identify resource: ii. Nature of, or basis for, designation (e.g., established highway over	look state or local park state historic trail or	r scenic byway.
etc.):	con, plant or room parin, plant instant and or	Summer of may,
iii. Distance between project and resource:	niles.	
i. Is the project site located within a designated river corridor under the	e Wild, Scenic and Recreational Rivers	☐ Yes ☐ No
Program 6 NYCRR 666?	·	
If Yes:		
i. Identify the name of the river and its designation:ii. Is the activity consistent with development restrictions contained in		
ii. Is the activity consistent with development restrictions contained in	6NYCRR Part 666?	□Yes □No
F. Additional Information		
Attach any additional information which may be needed to clarify yo	ur project.	
TC	swith serve assessed to be an advantage the service	
If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.	with your proposal, please describe those in	npacts plus any
measures which you propose to avoid of himmings mon.		
G. Verification		
I certify that the information provided is true to the best of my knowle	edge.	
	-	
Applicant/Sponsor Name Andrew Reilly, AICP	Date_3/8/2023	
Simplify (de Col)		
Signature (() () ()	Title Director of Planning & Environ. Services,	Wendel
<u> </u>		

Town Board of the Town of Hamburg March 13, 2023 Meeting

14. Industrial Rezoning Resolution - Old Concrete

WHEREAS, this resolution introduces a proposed amendment to the Zoning Map of the Town of Hamburg to rezone parcels in the area near the intersection of Camp Road and Staley Drive with the following SBL numbers from M-3 General Industrial and M-2 Light Industrial to MU1 Mixed Use 1: 182.16-7-3.1, 182.20-10-7.21, 182.20-10-6, 182.20-10-4.1, 182.20-10-3, 182.20-10-2, 182.20-10-5.11, and 180.20-10-1; and

WHEREAS, the proposed zoning map amendment is proposed in the form of a Local Law pursuant to the authority granted to the Town of Hamburg ("Town") Town Board ("Town Board") and the Town by Articles 2 and 3 of the New York State Municipal Home Rule Law and by Article 2 of the New York State Statute of Local Governments, and the Town Board is authorized and empowered by Chapter 280, Article XLVIII of the Code, and Article 16 of New York Town Law to amend the Zoning Map of the Town to meet the growing and changing needs of the Town; and

WHEREAS, since 2019, the Town has been in the process of updating its Comprehensive Plan, and evaluating potential Zoning Code and Zoning Map amendments throughout the Town, including industrial properties, and evaluating other land use issues throughout the Town; and

WHEREAS, through the process of updating its Comprehensive Plan, the Town has identified areas that it views as improperly zoned in light of changes in the Town and the region since the adoption of the last Comprehensive Plan update in 2008; and

WHEREAS, the Town's new 2022 Comprehensive Plan ("Plan") has been adopted and the Town Board has authorized the Town's Planning Department and the Town's Planning Consultant to begin the implementation of the Plan; and

WHEREAS, in anticipation of the introduction of the proposed zoning map amendment, the Town's Planning Consultant has prepared for the Town Board's review Part 1 of a Full Environmental Assessment Form ("FEAF"), pursuant to SEQRA, of which a copy is attached as Exhibit A to this Resolution; and

WHEREAS, pursuant to New York State Municipal Rule Law § 20, a copy of this Resolution was received by each member of the Town Board prior to this meeting and the Proposed Local Law shall be deemed to be on the desk of each member of the Town Board as of tonight's Town Board meeting.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF HAMBURG AS FOLLOWS:

- 1. The Town Board has determined that they would like to proceed with the rezoning of these parcels.
- 2. For the reasons set forth in this Resolution, and pursuant to New York State Municipal Home Rule Law § 20 and Sections 8-15 and 280-338 of the Code, the Town Board hereby introduces Town of Hamburg "Local Law No. x of 2023, A local law to amend the Zoning Map of the Town of Hamburg to rezone parcels in the area near the intersection of Camp Road and Staley Drive with the following SBL numbers from M-3 General Industrial and M-2 Light Industrial to MU1 Mixed Use 1: 182.16-7-3.1, 182.20-10-7.21, 182.20-10-7.1, 182.20-10-6, 182.20-10-4.1, 182.20-10-3, 182.20-10-2, 182.20-10-5.11, and 180.20-10-1.
- 3. Pursuant to provisions of SEQRA, the Town Board hereby determines to classify the adoption of the

proposed zoning map amendment (the "proposed action" in accordance with SEQRA) as a Type I action in accordance with Article 8 of the New York State Environmental Conservation Law and 6 NYCRR Part 617.4(b)(2).

- 4. Further, pursuant to SEQRA, the Town Board further determines that it will be the only agency with approval authority over the proposed action. Accordingly, the Town Board hereby declares itself to be the Lead Agency for the conduct of the environmental review of the proposed action under SEQRA.
- 5. The Town Board hereby accepts the FEAF for the proposed action, which has been prepared by the Town's Planning Consultant, a copy of which is attached as Exhibit A to this Resolution.
- 6. The Town Board hereby directs that the proposed zoning map amendment be referred to the Erie County Department of Environment and Planning pursuant to Section 239-m of the New York State General Municipal Law.
- 7. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town Planning Board for its review and for an advisory report pursuant to § 280-340(B) of the Code. The Planning Board shall deliver its response to this referral to the Town Board.
- 8. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town's Code Review Committee for its review.
- 9. In accordance with New York State Municipal Home Rule Law § 20(5), the Town Board shall schedule a public hearing on the proposed zoning map amendment at a future meeting of the Town Board at a time and date as yet to be determined, to be held at the Town of Hamburg Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075. The Town Board directs the Town Clerk to provide notice to the public of the public hearing in accordance with the requirements set forth in the New York State Municipal Home Rule Law, Article 16 of New York Town Law, and § 280-340 of the Code, and directs the Town Clerk to publish of the proposed zoning map amendment in the Town's official newspaper not less than ten (10) calendar days prior to the public hearing.
- 10. The Town Board also directs the Town Clerk to post a copy of the proposed zoning map amendment on the Town's web site, and to make a paper copy of the proposed Local Laws available for review by the public at the Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075.
- 11. The Town Board hereby directs the Town's Planning Consultant to prepare for the Town Board's review at a later date a Part 2 and Part 3 of the SEQRA Environmental Assessment Form for the Town Board's review and consideration.

Moved: R. Hoak

ATTACHMENTS:

Description	Upload Date	Type
Old Concrete	3/9/2023	Cover Memo
Industrial Rezoning Map - Old Concrete	3/9/2023	Backup Material

Full Environmental Assessment Form Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

· · · · · · · · · · · · · · · · · · ·	
t 1)	
32.20-10-2, 182.20-10-5.1	1, and 182.00-10-1 from M-2 (Light
Telephone: 716-649-6	5111
E-Mail:	
<u> </u>	
State: NY	Zip Code: 14075
Telephone:	
E-Mail:	
<u>. </u>	
State:	Zip Code:
Telephone:	
E-Mail:	
State:	Zip Code:
	Telephone: 716-649-6 E-Mail: State: NY Telephone: E-Mail: State: Telephone: E-Mail:

B. Government Approvals

B. Government Approvals, Funding, or Sponssistance.)	nsorship. ("Funding" includes grants, loans, ta	ax relief, and any othe	er forms of financial
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)	
a. City Council, Town Board, ☑Yes☐No or Village Board of Trustees			
b. City, Town or Village ☐Yes ✓No Planning Board or Commission			
c. City, Town or ☐Yes ☑No Village Zoning Board of Appeals			
d. Other local agencies ☐Yes ☑No			
e. County agencies ☑Yes ☐No	County 239 referral		_
f. Regional agencies ☐Yes☑No			
g. State agencies □Yes☑No			
h. Federal agencies ☐Yes☑No			
 i. Coastal Resources. i. Is the project site within a Coastal Area, or 	or the waterfront area of a Designated Inland W	aterway?	□Yes Z No
 ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? iii. Is the project site within a Coastal Erosion Hazard Area? 			
C. Planning and Zoning			
C.1. Planning and zoning actions.			
 Will administrative or legislative adoption, or an only approval(s) which must be granted to enable If Yes, complete sections C, F and G. If No, proceed to question C.2 and complete sections C.2. 		-	☑ Yes□No
C.2. Adopted land use plans.			
a. Do any municipally- adopted (city, town, vill where the proposed action would be located?	lage or county) comprehensive land use plan(s)	include the site	∠ Yes□No
If Yes, does the comprehensive plan include spe would be located?	ecific recommendations for the site where the p	roposed action	Z Yes⊡No
b. Is the site of the proposed action within any le Brownfield Opportunity Area (BOA); designs or other?) If Yes, identify the plan(s):	ocal or regional special planning district (for exated State or Federal heritage area; watershed n		✓ Yes□No
	*		
	······································		
c. Is the proposed action located wholly or partion or an adopted municipal farmland protection If Yes, identify the plan(s):	plan?	• • •	Z Yes□No
Open Space and Greenspace Plan			

C.3. Zoning	65
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	☑ Yes ☐ No
b. Is the use permitted or allowed by a special or conditional use permit?	□Yes□No
c. Is a zoning change requested as part of the proposed action? If Yes, i. What is the proposed new zoning for the site? C-2 General Commercial and MU1 Mixed Use District 1	☑ Yes□No
C.4. Existing community services.	
a. In what school district is the project site located? Hamburg CSD	
b. What police or other public protection forces serve the project site? Hamburg Police and Erie County Sheriff's	
c. Which fire protection and emergency medical services serve the project site? Scranton Volunteer Fire Company	
d. What parks serve the project site? Linhardt Park and Glen Meadows Park	
D. Project Details	<u> </u>
D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed components)?	, include all
b. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres	-
c. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, square feet)? % Units:	☐ Yes☐ No housing units,
d. Is the proposed action a subdivision, or does it include a subdivision? If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	□Yes □No
 ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? iv. Minimum and maximum proposed lot sizes? Minimum Maximum 	□Yes□No
e. Will the proposed action be constructed in multiple phases? i. If No, anticipated period of construction: months ii. If Yes: • Total number of phases anticipated • Anticipated commencement date of phase 1 (including demolition) month year • Anticipated completion date of final phase month year • Generally describe connections or relationships among phases, including any contingencies where progres determine timing or duration of future phases:	

f. Does the proje	ct include new resid	ential uses?			☐Yes☐No 66
	bers of units propo				
·	One Family	Two Family	Three Family	Multiple Family (four or more)	
Initial Phase					
At completion					
of all phases					
g. Does the prope	osed action include:	new non-residentia	al construction (inch	uding expansions)?	□Yes□No
If Yes,					
i. Total number	of structures	<u> </u>		and the second seconds	
ii. Dimensions (in feet) of largest pr	roposed structure:	height;	width; andlength	
				square feet	
				ll result in the impoundment of any	□Yes□No
	s creation of a water	r supply, reservoir	, pond, lake, waste l	agoon or other storage?	
If Yes,					
i. Purpose of the	: impoundment:			Ground water Surface water stream	na ClOthan an saifu
ii. If a water imp	oundment, the princ	cipal source of the	water: L	Ground water Surface water stream	ms LiOmer specify:
iii. If other than v	vater, identify the ty	pe of impounded/	contained liquids an	d their source.	
iv. Approximate	size of the proposed	l impoundment.	Volume:	million gallons; surface area:	acres
v. Dimensions o	t the proposed dam	or impounding str	ucture:	_ neignt; iengin	İ
vi. Construction	method/materials i	or the proposed da	in or impounding st	ructure (e.g., earth fill, rock, wood, con-	orete).
					
D.2. Project Op	erations				
a. Does the propo	sed action include a	my excavation, mi	ning, or dredging, d	uring construction, operations, or both?	Yes No
(Not including	general site prepara	tion, grading or in	stallation of utilities	or foundations where all excavated	
materials will r		,,,			
If Yes:	•				
i. What is the pu	rpose of the excava	tion or dredging?			
ii. How much ma	terial (including roo	k, carth, sediment	s, etc.) is proposed t	o be removed from the site?	
 Volume 	(specify tons or cult	oic yards):			
 Over wh 	at duration of time?			ged, and plans to use, manage or dispos	
iii. Describe natur	re and characteristic	s of materials to b	e excavated or dred	ged, and plans to use, manage or dispos	e of them.
in Will though a	onsite dewatering of	r proceeding of or	carrated materials?		Yes No
II yes, desert					<u> </u>
v What is the to	tal area to be dredge	ed or excavated?		acres	
v. What is the m	avimum area to be	worked at any one	time?	acres acres	
vii What would k	aximum area to be	worked at any one oth of excavation c	or dredging?	feet	
	vation require blast		n drouging.		□Yes□No
					1
					
h Would the prov	nosed action cause o	or result in alteration	on of, increase or de	crease in size of, or encroachment	☐Yes ☐No
			ch or adjacent area?		
If Yes:		,,,	or majavantaiva:		
	etland or waterbody	which would be	affected (by name, v	water index number, wetland map numb	er or geographic
- * '					

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:			
iii. Will the proposed action cause or result in disturbance to bottom sediments? If You describe:	□Yes□No		
If Yes, describe: iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?	☐ Yes ☐ No		
If Yes:			
acres of aquatic vegetation proposed to be removed:			
 expected acreage of aquatic vegetation remaining after project completion: purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): 			
purpose of proposed ferroval (e.g. beach clearing, invasive species control, boat access).			
proposed method of plant removal:			
if chemical/herbicide treatment will be used, specify product(s):			
ν. Describe any proposed reclamation/mitigation following disturbance:			
c. Will the proposed action use, or create a new demand for water?	☐Yes ☐No		
If Yes:			
i. Total anticipated water usage/demand per day: gallons/day			
ii. Will the proposed action obtain water from an existing public water supply?	□Yes □No		
If Yes:			
Name of district or service area: December 1	П∨оПNо		
Does the existing public water supply have capacity to serve the proposal? Is the project site in the existing district?	∏Yes∏No ∏Yes∏No		
 Is the project site in the existing district? Is expansion of the district needed? 	☐ Yes☐ No		
 Is expansion of the district needed? Do existing lines serve the project site? 	☐ Yes☐ No		
iii. Will line extension within an existing district be necessary to supply the project?	☐ Yes ☐No		
If Yes:			
Describe extensions or capacity expansions proposed to serve this project:			
Source(s) of supply for the district:			
iv. Is a new water supply district or service area proposed to be formed to serve the project site? If, Yes:	☐ Yes☐No		
Applicant/sponsor for new district:			
Date application submitted or anticipated:			
Proposed source(s) of supply for new district:			
v. If a public water supply will not be used, describe plans to provide water supply for the project:			
vi. If water supply will be from wells (public or private), what is the maximum pumping capacity:	gallons/minute.		
d. Will the proposed action generate liquid wastes?	□Yes□No		
If Yes:			
 i. Total anticipated liquid waste generation per day: gallons/day ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, descriptions of each): 			
Will the proposed action use any existing public wastewater treatment facilities? If Yes:	∐Yes ∐No		
Name of wastewater treatment plant to be used:			
 Name of district: Does the existing wastewater treatment plant have capacity to serve the project? 	☐ Yes ☐ No		
 Does the existing wastewater treatment plant have capacity to serve the project? Is the project site in the existing district? 	☐ Yes ☐No		
Is expansion of the district needed?	□ Yes □No		

Do existing sewer lines serve the project site?	□Yes□No	68
Will a line extension within an existing district be necessary to serve the project?	□Yes□No	
If Yes: Describe extensions or capacity expansions proposed to serve this project:		
Describe extensions of capacity expansions proposed to serve this project.		_
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?	□Yes□No	—
If Yes:		
Applicant/sponsor for new district:		
Date application submitted or anticipated:		
What is the receiving water for the wastewater discharge?		-
v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including spec receiving water (name and classification if surface discharge or describe subsurface disposal plans):	ifying proposed	1
vi. Describe any plans or designs to capture, recycle or reuse liquid waste:		-
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction?	□Yes□No	
If Yes: i. How much impervious surface will the project create in relation to total size of project parcel? Square feet or acres (impervious surface) Square feet or acres (parcel size)		
ii. Describe types of new point sources.		
iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent p groundwater, on-site surface water or off-site surface waters)?	roperties,	
If to surface waters, identify receiving water bodies or wetlands:	-	
Will stormwater runoff flow to adjacent properties?	□Yes□No	
iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?		
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations?	∏Yes∏No	
If Yes, identify: i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)		
ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)		
iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)		
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit,	□Yes□No	
or Federal Clean Air Act Title IV or Title V Permit? If Yes:		
i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year)	□Yes□No	
ii. In addition to emissions as calculated in the application, the project will generate:		
•Tons/year (short tons) of Carbon Dioxide (CO ₂)		
•Tons/year (short tons) of Nitrous Oxide (N2O)		
Tons/year (short tons) of Perfluorocarbons (PFCs)		
•Tons/year (short tons) of Sulfur Hexafluoride (SF ₆)		
•Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)		
Tons/year (short tons) of Hazardous Air Pollutants (HAPs)		

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?		
If Yes:		
 i. Estimate methane generation in tons/year (metric): ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustic 	on to generate heat or	
electricity, flaring):	on to generate near or	
i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as	s [Yes] No	
quarry or landfill operations?	s [] 1 es[_140	
If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):		
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial	al Yes No	
new demand for transportation facilities or services?		
If Yes: i. When is the peak traffic expected (Check all that apply): ☐ Morning ☐ Evening ☐ Weeker	nd	
Randomly between hours of to ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump		
ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump	trucks):	
iii Darking angage Evicting Passad National		
iii. Parking spaces: Existing Proposed Net increase/decrease iv. Does the proposed action include any shared use parking?	□Yes□No	
v. If the proposed action includes any modification of existing roads, creation of new roads or change in ex	tisting access, describe:	
vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site?	□Yes □ No	
vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electron or other alternative fueled vehicles?	ctric YesNo	
viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to exist	ting □Yes□No	
pedestrian or bicycle routes?		
k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy?	☐Yes ☐ No	
If Yes:		
i. Estimate annual electricity demand during operation of the proposed action:	:	
ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via other):	grid/local utility, or	
iii. Will the proposed action require a new, or an upgrade, to an existing substation?	☐Yes ☐ No	
in. With the proposed action require a new, of an appraise, to an existing substation?		
1. Hours of operation. Answer all items which apply.		
i. During Construction: Monday - Friday: Monday - Friday:		
 Monday - Friday: Saturday: Saturday: Saturday: 		
• Sunday: • Sunday:		
Holidays: Holidays:		

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?	□Yes□No	70
If yes:		
i. Provide details including sources, time of day and duration:		
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?	□Yes□No	_
Describe:		_
n. Will the proposed action have outdoor lighting?	☐ Yes ☐ No	
If yes:		
i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:		
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?	□Yes□No	—
Describe:		
o. Does the proposed action have the potential to produce odors for more than one hour per day?	□Yes□No	
If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:		
occupied structures:		_
		-
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons)	□Yes□No	
or chemical products 185 gallons in above ground storage or any amount in underground storage? If Yes:		
i Product(s) to be stored		_
ii. Volume(s) per unit time (e.g., month, year)		
iii. Generally, describe the proposed storage facilities:		_
q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides,	☐ Yes ☐No	
insecticides) during construction or operation?		
If Yes: i. Describe proposed treatment(s):		
i. Describe proposed deatherity.		
		_
ii. Will the proposed action use Integrated Pest Management Practices?	☐ Yes ☐No	
r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)?	☐ Yes ☐No	
If Yes:		
 i. Describe any solid waste(s) to be generated during construction or operation of the facility: Construction: (unit of time) 		
• Operation: tons per (unit of time) ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:		
Construction:		_
Operation:		_
iii. Proposed disposal methods/facilities for solid waste generated on-site:		
Construction:		_
Operation:		_
- Оренцион.		_

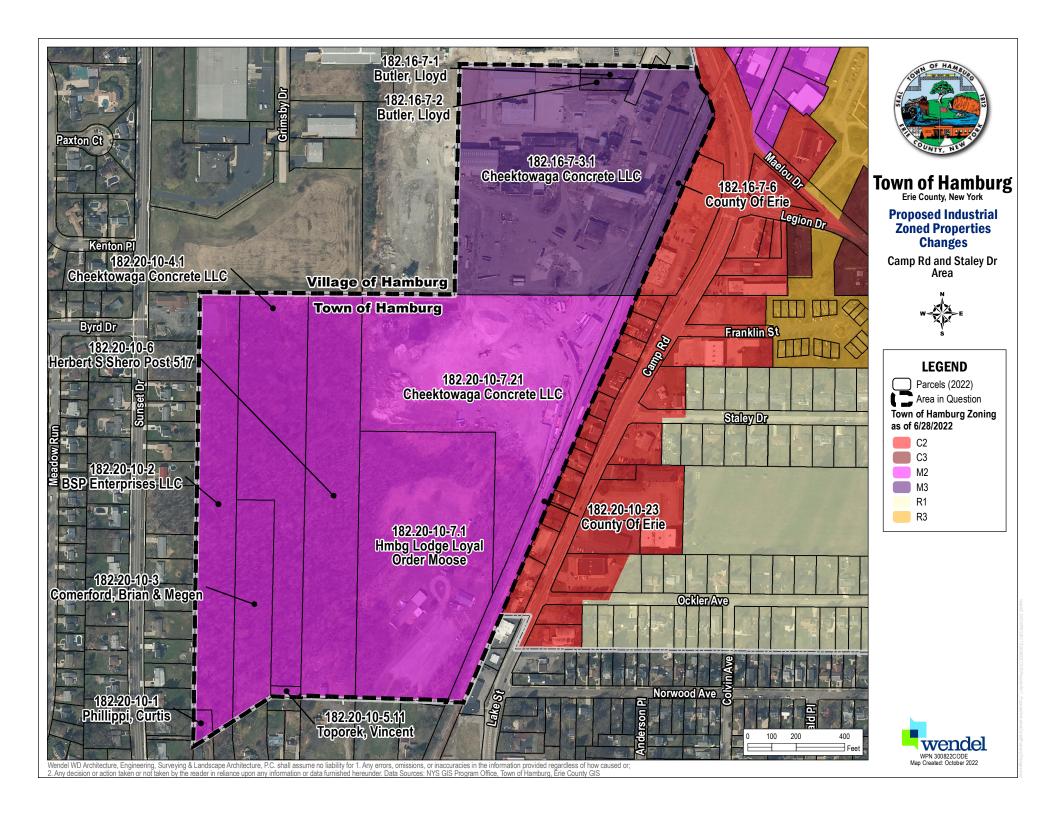
s. Does the proposed action include construction or mod	lification of a solid waste r	management facility?	☐ Yes ☐ No 71
If Yes: i. Type of management or handling of waste proposed	for the site (a.s. recovelin	a or transfer station commenting	sa landfill ov
other disposal activities):	i for the site (e.g., recyclin	g or transfer station, composin	ig, iandmii, or
ii. Anticipated rate of disposal/processing:		· · · · · ·	
Tons/month, if transfer or other non-	-combustion/thermal treatn	ment, or	
Tons/hour, if combustion or thermal	treatment	,	
iii. If landfill, anticipated site life:	years		
t. Will the proposed action at the site involve the comme	ercial generation, treatment	t, storage, or disposal of hazard	ious 🔲 Yes 🔲 No
waste?			
If Yes:	. 1 (1) 5	1 . 0 (1)	
i. Name(s) of all hazardous wastes or constituents to be	e generated, handled or ma	maged at facility:	
	,, ,, , , , , , , , , , , , , , , , ,	-	
ii. Generally describe processes or activities involving	hazardous wastes or consti	tuents:	
iii Cuaif.			
iii. Specify amount to be handled or generatedt tiv. Describe any proposals for on-site minimization, rec	ons/monin Pycling or reuse of hazardo	uis constituents:	
17. Describe any proposais for on-site minimization, rec	yening of rease of hazardo	as constituents.	
v. Will any hazardous wastes be disposed at an existing			☐Yes☐No
If Yes: provide name and location of facility:			
If No: describe proposed management of any hazardous	wastes which will not be s	ent to a hazardous waste facilit	
if two describe proposed management of any nazardous	wastes winen will not be s	ont to a nazardous waste racin	·y.
E. Site and Setting of Proposed Action			
E.1. Land uses on and surrounding the project site			
a. Existing land uses.	<u> </u>	- · · · - · · · · · · · · · · · · · · ·	
i. Check all uses that occur on, adjoining and near the	project site.		
☐ Urban ☐ Industrial ☐ Commercial ☐ Resid	lential (suburban) 🔲 Ru		
Forest Agriculture Aquatic Other	r (specify):		
ii. If mix of uses, generally describe:			
		· · · · · · · · · · · · · · · · · · ·	
b. Land uses and covertypes on the project site.			
Land use or	Current	Acreage After	Change
Covertype	Acreage	Project Completion	(Acres +/-)
 Roads, buildings, and other paved or impervious surfaces 			
• Forested			
Meadows, grasslands or brushlands (non-			
agricultural, including abandoned agricultural)			
Agricultural			
(includes active orchards, field, greenhouse etc.)			
Surface water features			·
(lakes, ponds, streams, rivers, etc.)			
Wetlands (freshwater or tidal)			
Non-vegetated (bare rock, earth or fill)	· · · —		
Other Describe:			
Describe:			

c. Is the project site presently used by members of the community for public recreation? i. If Yes: explain:	□Yes□No	72
d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? If Yes, i. Identify Facilities:	□Yes□No	
		_
e. Does the project site contain an existing dam? If Yes:	□Yes□No	
i. Dimensions of the dam and impoundment:		
Dam height: feet		
Dam length: feet		
• Surface area: acres		
Volume impounded: gallons OR acre-feet		
ii. Dam's existing hazard classification:		_
iii. Provide date and summarize results of last inspection:		
		<u>-</u>
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility and the second se	□Yes□No lity?	
i. Has the facility been formally closed?	☐Yes☐ No	
If yes, cite sources/documentation:		
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:		
		_
		_
iii. Describe any development constraints due to the prior solid waste activities:		
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes:	□Yes□No	
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurr	ed:	
		-
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? If Yes:	□Yes□ No	
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: 	□Yes□No	
☐ Yes - Spills Incidents database Provide DEC ID number(s): ☐ Yes - Environmental Site Remediation database Provide DEC ID number(s):		-
☐ Neither database		
ii. If site has been subject of RCRA corrective activities, describe control measures:		
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database?	□Yes□No	-
If yes, provide DEC ID number(s):		
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):		
		-

ν. Is the project site subject to an institutional control limiting property uses?	□Yes□No 73
If yes, DEC site ID number:	
 If yes, DEC site ID number: Describe the type of institutional control (e.g., deed restriction or easement): 	
Describe any use limitations: Describe any engineering controls:	
Describe any engineering controls:	
Will the project affect the institutional or engineering controls in place?	☐ Yes ☐ No
Explain:	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site?	
b. Are there bedrock outcroppings on the project site?	☐Yes ☐No
If Yes, what proportion of the site is comprised of bedrock outcroppings?%	
	
c. Predominant soil type(s) present on project site:	
d. What is the average depth to the water table on the project site? Average: feet	
e. Drainage status of project site soils: Well Drained: % of site	
Moderately Well Drained: % of site	
Poorly Drained% of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site	
10-15%: % of site	
15% or greater:% of site	
g. Are there any unique geologic features on the project site? If Yes, describe:	□Yes□No
h. Surface water features.	
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers,	∐Yes∐No
ponds or lakes)?	
ii. Do any wetlands or other waterbodies adjoin the project site?	□Yes□No
If Yes to either i or ii, continue. If No, skip to E.2.i.	
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal,	□Yes□No
state or local agency?	
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
• Streams: Name Classification	
 Lakes or Ponds: Name Wetlands: Name Classification Approximate Size 	
Wetlands: Name Approximate Size Wetland No. (if regulated by DEC)	· · · · · · · · · · · · · · · · · · ·
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired	□Yes□No
waterbodies?	
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	□Yes □No
j. Is the project site in the 100-year Floodplain?	☐Yes ☐No
k. Is the project site in the 500-year Floodplain?	□Yes □No
l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?	□Yes□No
If Yes:	
i. Name of aquifer:	

m. Identify the predominant wildlife species that occupy or use th	e project site	72
	o project site.	
n. Does the project site contain a designated significant natural cor		□v□v-
If Yes:	nmunity?	☐ Yes ☐No
i. Describe the habitat/community (composition, function, and be	asis for designation):	
ii. Source(s) of description or evaluation:		
iii. Extent of community/habitat:		
 Currently: Following completion of project as proposed: 	acres	
 Following completion of project as proposed: Gain or loss (indicate + or -): 	acres	
o. Does project site contain any species of plant or animal that is li		☐ Yes ☐ No
endangered or threatened, or does it contain any areas identified	as habitat for an endangered or threatened spec	ies?
If Yes:		
i. Species and listing (endangered or threatened):		
p. Does the project site contain any species of plant or animal that	is listed by NYS as rare, or as a species of	☐Yes ☐No
special concern?		
If Yes:		
i. Species and listing:		
q. Is the project site or adjoining area currently used for hunting, tra		☐Yes ☐No
If yes, give a brief description of how the proposed action may affe	ect that use:	
E.3. Designated Public Resources On or Near Project Site		
a. Is the project site, or any portion of it, located in a designated agr	ricultural district certified pursuant to	Yes No
Agriculture and Markets Law, Article 25-AA, Section 303 and 3		1 CS140
Y037		
h Am animaleunt landa annistina afhinklu andustina aile		5 X7 1 X1.
b. Are agricultural lands consisting of highly productive soils presei. If Yes: acreage(s) on project site?		∐Yes∐No
ii. Source(s) of soil rating(s):	· · · · · · · · · · · · · · · · · · ·	
c. Does the project site contain all or part of, or is it substantially c	1 DT-1:	ClayClay.
Natural Landmark?	ontiguous to, a registered National	∐Yes∐No
If Yes:		
i. Nature of the natural landmark: Biological Communit	ty Geological Feature	
ii. Provide brief description of landmark, including values behind		
d. Is the project site located in or does it adjoin a state listed Critica	l Environmental Area?	☐ Yes ☐ No
If Yes:		
i. CEA name:		
ii. Basis for designation:		
iii. Designating agency and date:		

e. Does the project site contain, or is it substantially contiguous to, a be which is listed on the National or State Register of Historic Places, Office of Parks, Recreation and Historic Preservation to be eligible If Yes: i. Nature of historic/archaeological resource: Archaeological Site	or that has been determined by the Commiss for listing on the State Register of Historic P	
ii. Name: iii. Brief description of attributes on which listing is based:	Litistoric Duriding of District	
f. Is the project site, or any portion of it, located in or adjacent to an a archaeological sites on the NY State Historic Preservation Office (S		∐Yes ∏No
g. Have additional archaeological or historic site(s) or resources been if Yes: i. Describe possible resource(s): ii. Basis for identification:		□Yes□No
h. Is the project site within fives miles of any officially designated and scenic or aesthetic resource? If Yes: i. Identify resource: ii. Nature of, or basis for, designation (e.g., established highway over		☐Yes☐No
etc.): iii. Distance between project and resource:		
 i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666? If Yes: 	ne Wild, Scenic and Recreational Rivers	□Yes□No
i. Identify the name of the river and its designation: ii. Is the activity consistent with development restrictions contained in	1 6NYCRR Part 666?	∐Yes ∐No
F. Additional Information Attach any additional information which may be needed to clarify you If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.	-	npacts plus any
G. Verification I certify that the information provided is true to the best of my knowledge.	edge.	
Applicant/Sponsor Name Andrew Rellly, AICP	Date 3/8/2023	···
Signature (1)	Title Director of Planning & Environ. Services,	Wendei



Town Board of the Town of Hamburg March 13, 2023 Meeting

15. Industrial Rezoning Resolution - Operating Engineers

WHEREAS, this resolution introduces a proposed amendment to the Zoning Map of the Town of Hamburg to rezone parcels on the east side of the railroad near Heltz Road and Pleasant Avenue with the following SBL numbers from M-2 Light Industrial to R-A Residential Agricultural: 181.00-1-5.11 and 181.00-1-5.12; and

WHEREAS, the proposed zoning map amendment is proposed in the form of a Local Law pursuant to the authority granted to the Town of Hamburg ("Town") Town Board ("Town Board") and the Town by Articles 2 and 3 of the New York State Municipal Home Rule Law and by Article 2 of the New York State Statute of Local Governments, and the Town Board is authorized and empowered by Chapter 280, Article XLVIII of the Code, and Article 16 of New York Town Law to amend the Zoning Map of the Town to meet the growing and changing needs of the Town; and

WHEREAS, since 2019, the Town has been in the process of updating its Comprehensive Plan, and evaluating potential Zoning Code and Zoning Map amendments throughout the Town, including industrial properties, and evaluating other land use issues throughout the Town; and

WHEREAS, through the process of updating its Comprehensive Plan, the Town has identified areas that it views as improperly zoned in light of changes in the Town and the region since the adoption of the last Comprehensive Plan update in 2008; and

WHEREAS, the Town's new 2022 Comprehensive Plan ("Plan") has been adopted and the Town Board has authorized the Town's Planning Department and the Town's Planning Consultant to begin the implementation of the Plan; and

WHEREAS, in anticipation of the introduction of the proposed zoning map amendment, the Town's Planning Consultant has prepared for the Town Board's review Part 1 of a Full Environmental Assessment Form ("FEAF"), pursuant to SEQRA, of which a copy is attached as Exhibit A to this Resolution; and

WHEREAS, pursuant to New York State Municipal Rule Law § 20, a copy of this Resolution was received by each member of the Town Board prior to this meeting and the Proposed Local Law shall be deemed to be on the desk of each member of the Town Board as of tonight's Town Board meeting.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF HAMBURG AS FOLLOWS:

- 1. The Town Board has determined that they would like to proceed with the rezoning of these parcels.
- 2. For the reasons set forth in this Resolution, and pursuant to New York State Municipal Home Rule Law § 20 and Sections 8-15 and 280-338 of the Code, the Town Board hereby introduces Town of Hamburg "Local Law No. x of 2023, A local law to amend the Zoning Map of the Town of Hamburg to rezone parcels on the east side of the railroad near Heltz Road and Pleasant Avenue with the following SBL numbers from M-2 Light Industrial to R-A Residential Agricultural: 181.00-1-5.11 and 181.00-1-5.12.
- 3. Pursuant to provisions of SEQRA, the Town Board hereby determines to classify the adoption of the proposed zoning map amendment (the "proposed action" in accordance with SEQRA) as a Type I action in accordance with Article 8 of the New York State Environmental Conservation Law and 6 NYCRR Part 617.4(b)(2).

- 4. Further, pursuant to SEQRA, the Town Board further determines that it will be the only agency with approval authority over the proposed action. Accordingly, the Town Board hereby declares itself to be the Lead Agency for the conduct of the environmental review of the proposed action under SEQRA.
- 5. The Town Board hereby accepts the FEAF for the proposed action, which has been prepared by the Town's Planning Consultant, a copy of which is attached as Exhibit A to this Resolution.
- 6. The Town Board hereby directs that the proposed zoning map amendment be referred to the Erie County Department of Environment and Planning pursuant to Section 239-m of the New York State General Municipal Law.
- 7. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town Planning Board for its review and for an advisory report pursuant to § 280-340(B) of the Code. The Planning Board shall deliver its response to this referral to the Town Board.
- 8. The Town Board hereby directs that the proposed zoning map amendment be referred to the Town's Code Review Committee for its review.
- 9. In accordance with New York State Municipal Home Rule Law § 20(5), the Town Board shall schedule a public hearing on the proposed zoning map amendment at a future meeting of the Town Board at a time and date as yet to be determined, to be held at the Town of Hamburg Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075. The Town Board directs the Town Clerk to provide notice to the public of the public hearing in accordance with the requirements set forth in the New York State Municipal Home Rule Law, Article 16 of New York Town Law, and § 280-340 of the Code, and directs the Town Clerk to publish of the proposed zoning map amendment in the Town's official newspaper not less than ten (10) calendar days prior to the public hearing.
- 10. The Town Board also directs the Town Clerk to post a copy of the proposed zoning map amendment on the Town's web site, and to make a paper copy of the proposed Local Laws available for review by the public at the Town Hall, located at 6100 South Park Avenue, Hamburg, New York 14075.
- 11. The Town Board hereby directs the Town's Planning Consultant to prepare for the Town Board's review at a later date a Part 2 and Part 3 of the SEQRA Environmental Assessment Form for the Town Board's review and consideration.

Moved: R. Hoak

ATTACHMENTS:

Description	Upload Date	Type
Operating Engineers	3/9/2023	Cover Memo
Industrial Rezoning Map - Operating Engineers	3/9/2023	Backup Material

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Operating Engineers Rezoning		
Project Location (describe, and attach a general location map):		
East side of the railroad near Heltz Road and Pleasant Avenue		
Brief Description of Proposed Action (include purpose or need):		
Rezone parcels 181.00-1-5.11 and 181.00-1-5.12 from M-2 (Light Industrial District) to R-A	(Residential Agricultural District)	
Name of Applicant/Sponsor:	Telephone: 716-649-6111	
Town of Hamburg	E-Mail:	
Address: 6100 South Park Avenue		
City/PO: Hamburg	State: NY	Zip Code: 14075
Project Contact (if not same as sponsor; give name and title/role):	Telephone:	
	E-Mail:	
Address:		
	I n	
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):	Telephone:	
• • • • • • • • • • • • • • • • • • • •	E-Mail:	
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)			
Government Entity	If Yes: Identify Agency and Approval(s) Required	Applicati (Actual or	
a. City Council, Town Board, ✓Yes□No or Village Board of Trustees			
b. City, Town or Village ☐Yes ☑No Planning Board or Commission			
c. City, Town or ☐Yes ✓No Village Zoning Board of Appeals			
d. Other local agencies ☐Yes☑No			
e. County agencies ✓Yes□No	County 239 referral		
f. Regional agencies □Yes☑No			
g. State agencies □Yes ✓No			
h. Federal agencies ☐Yes☑No			
 i. Coastal Resources. i. Is the project site within a Coastal Area, or 	r the waterfront area of a Designated Inland W	aterway?	□Yes Z No
ii. Is the project site located in a communityiii. Is the project site within a Coastal Erosion		ion Program?	☑ Yes□No □ Yes☑No
C. Planning and Zoning			
C.1. Planning and zoning actions.			
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ■ If Yes, complete sections C, F and G. ■ If No, proceed to question C.2 and complete all remaining sections and questions in Part 1			
C.2. Adopted land use plans.			· · · · · · · · · · · · · · · · · · ·
a. Do any municipally- adopted (city, town, vill, where the proposed action would be located?	age or county) comprehensive land use plan(s)	include the site	☑ Yes□No
If Yes, does the comprehensive plan include spe- would be located?	cific recommendations for the site where the pa	roposed action	☑ Yes□No
or other?)	ocal or regional special planning district (for exted State or Federal heritage area; watershed n		∠ Yes∏No
If Yes, identify the plan(s): NYS Heritage Area: West Erie Canal Corridor			
		<u> </u>	
c. Is the proposed action located wholly or partie or an adopted municipal farmland protection If Yes, identify the plan(s):		oal open space plan,	☑ Yes □ No
Open <u>Space and Greenspace Plan</u>			

C.3. Zoning		81
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	☑ Yes □No	
b. Is the use permitted or allowed by a special or conditional use permit?	□Yes□No	
c. Is a zoning change requested as part of the proposed action? If Yes, i. What is the proposed new zoning for the site? R-A Residential Agricultural	☑ Yes□No	
C.4. Existing community services.		
a. In what school district is the project site located? Frontler CSD		_
b. What police or other public protection forces serve the project site? Hamburg Police and Erie County Sheriff's		
c. Which fire protection and emergency medical services serve the project site? Lakeview Fire District		_
d. What parks serve the project site? None		
D. Project Details		
D.1. Proposed and Potential Development		
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, components)?	include all	
b. a. Total acreage of the site of the proposed action? acres		\neg
b. Total acreage to be physically disturbed? acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres		
c. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, square feet)? % Units:	☐ Yes☐ No housing units,	
d. Is the proposed action a subdivision, or does it include a subdivision?	□Yes □No	\neg
If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)		
ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? iv. Minimum and maximum proposed lot sizes? Minimum Maximum	□Yes□No	-
e. Will the proposed action be constructed in multiple phases? i. If No, anticipated period of construction: months ii. If Yes:	□Yes□No	
 Total number of phases anticipated Anticipated commencement date of phase 1 (including demolition) month year Anticipated completion date of final phase Generally describe connections or relationships among phases, including any contingencies where progress determine timing or duration of future phases: 		ay
		-

f. Does the project include new residential uses?	□Yes□No 82
If Yes, show numbers of units proposed.	_ 02
One Family Two Family Three Family Multiple Family (four or more)	
Initial Phase	
At completion	
of all phases	
g. Does the proposed action include new non-residential construction (including expansions)?	□Yes□No
If Yes, i. Total number of structures	,
ii. Dimensions (in feet) of largest proposed structure: height; width; and length	
iii. Approximate extent of building space to be heated or cooled: square feet	
h. Does the proposed action include construction or other activities that will result in the impoundment of any	□Yes□No
liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?	
If Yes,	
i. Purpose of the impoundment: ii. If a water impoundment, the principal source of the water: Ground water Surface water street.	eams Other specify:
iii. If other than water, identify the type of impounded/contained liquids and their source.	
A various to sing of the annual important. We have a villion college, surface again	0.0404
iv. Approximate size of the proposed impoundment. Volume: million gallons; surface area: v. Dimensions of the proposed dam or impounding structure: height; length	acres
vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, co	ncrete):
D.2. Project Operations	
a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both	n? ∐Yes∐No
(Not including general site preparation, grading or installation of utilities or foundations where all excavated	
materials will remain onsite)	
If Yes: i. What is the purpose of the excavation or dredging?	
i. What is the purpose of the excavation or dredging? ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?	
Volume (specify tons or cubic yards):	
Over what duration of time?	
iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or disposition	ose of them.
iv. Will there be onsite dewatering or processing of excavated materials?	Yes No
If yes, describe.	
v. What is the total area to be dredged or excavated?acres	
vi. What is the maximum area to be worked at any one time? acres	
vii. What would be the maximum depth of excavation or dredging? feet	
viii. Will the excavation require blasting?	∐Yes _No
ix. Summarize site reclamation goals and plan:	
b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment	☐Yes ☐No
into any existing wetland, waterbody, shoreline, beach or adjacent area?	
If Yes:	
i Identify the wetland or waterbody which would be affected (by name, water index number, wetland man num	ther or geographic
 i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map num description): 	nber or geographic

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additional activities and additional activities.	
iii. Will the proposed action cause or result in disturbance to bottom sediments? If Yes, describe:	∐Yes∐No
iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?	? Yes No
If Yes: • acres of aquatic vegetation proposed to be removed:	•
acres of aquatic vegetation proposed to be removed: expected acreage of aquatic vegetation remaining after project completion:	
purpose of proposed removal (e.g. beach clearing, invasive species control, boat access	ss):
proposed method of plant removal:	
• if chemical/herbicide treatment will be used, specify product(s): v. Describe any proposed reclamation/mitigation following disturbance:	
v. Describe any proposed reciamation/intugation following distarbance.	
c. Will the proposed action use, or create a new demand for water?	□Yes □No
If Yes:	
i. Total anticipated water usage/demand per day: gallons/d	
ti. Will the proposed action obtain water from an existing public water supply?	∐Yes ∐No
If Yes:	
Name of district or service area: Description 11	
Does the existing public water supply have capacity to serve the proposal? Let's a various size in the existing district?	□Yes□No □Yes□No
• Is the project site in the existing district?	☐ Yes☐ No
• Is expansion of the district needed?	
• Do existing lines serve the project site?	☐ Yes ☐ No
iii. Will line extension within an existing district be necessary to supply the project? If Yes:	□Yes □No
Describe extensions or capacity expansions proposed to serve this project:	
Source(s) of supply for the district:	
iv. Is a new water supply district or service area proposed to be formed to serve the project site If, Yes:	e? ☐ Yes☐No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
Proposed source(s) of supply for new district:	<u></u>
v. If a public water supply will not be used, describe plans to provide water supply for the proj	ject:
vi. If water supply will be from wells (public or private), what is the maximum pumping capacit	ity:gallons/minute.
d. Will the proposed action generate liquid wastes?	□Yes□No
If Yes:	
i. Total anticipated liquid waste generation per day: gallons/day	
ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination	
approximate volumes or proportions of each):	
iii. Will the proposed action use any existing public wastewater treatment facilities?	□Yes□No
If Yes:	
Name of wastewater treatment plant to be used:	
 Name of district: Does the existing wastewater treatment plant have capacity to serve the project? 	TVFbt-
	☐ Yes ☐ No
Is the project site in the existing district? In expression of the district models?	□Yes□No □Yes□No
 Is expansion of the district needed? 	□ 1 €2 □1.40

	Do existing sewer lines serve the project site?	□Yes□No	84
	Will a line extension within an existing district be necessary to serve the project?	□Yes□No	
	If Yes: Describe extensions or capacity expansions proposed to serve this project:		
	Describe extensions of capacity expansions proposed to serve this project.		_
iu	Will a new wastewater (sewage) treatment district be formed to serve the project site?	□Yes □No	
.,	If Yes:	1 V3[110	
	Applicant/sponsor for new district:		
	Date application submitted or anticipated:		_
	What is the receiving water for the wastewater discharge?		
ν.	If public facilities will not be used, describe plans to provide wastewater treatment for the project, including se receiving water (name and classification if surface discharge or describe subsurface disposal plans):	pecifying proposed	1
			-
vi	Describe any plans or designs to capture, recycle or reuse liquid waste:		<u>-</u>
e.	Will the proposed action disturb more than one acre and create stormwater runoff, either from new point	□Yes□No	-
	sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point		
T.C	source (i.e. sheet flow) during construction or post construction?		
	Yes: How much impervious surface will the project create in relation to total size of project parcel?		
•	Square feet or acres (impervious surface)		
	Square feet or acres (parcel size)		
iî	Describe types of new point sources.		_
	Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjace	nt properties	—
iii	groundwater, on-site surface water or off-site surface waters)?	nt properties,	
	If to surface waters, identify receiving water bodies or wetlands:		
	in to surface waters, identify receiving water bodies of wedailus.		_
	Will stormwater runoff flow to adjacent properties?	☐Yes☐No	
iv.	Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater		
	Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel	□Yes□No	
	combustion, waste incineration, or other processes or operations?		
	Yes, identify:		
	Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)		
i	Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)		_
ii	Stationary sources during operations (e.g., process emissions, large boilers, electric generation)		
σ	Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit	t, □Yes□No	
	or Federal Clean Air Act Title IV or Title V Permit?	,	
	Yes:		
i.	Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year)	□Yes□No	
ii.	In addition to emissions as calculated in the application, the project will generate:		
•••	•Tons/year (short tons) of Carbon Dioxide (CO ₂)		
	• Tons/year (short tons) of Nitrous Oxide (N ₂ O)		
	Tons/year (short tons) of Perfluorocarbons (PFCs)		
	•Tons/year (short tons) of Sulfur Hexafluoride (SF ₆)		
	Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)		
	Tons/year (short tons) of Hazardous Air Pollutants (HAPs)		

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? If Yes:	□Yes□No 85
 i. Estimate methane generation in tons/year (metric): ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to g electricity, flaring): 	enerate heat or
 i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): 	∏Yes∏No
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? If Yes: i. When is the peak traffic expected (Check all that apply):	YesNo
 iii. Parking spaces: Existing Proposed Net increase/decrease	□Yes□No
 k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? If Yes: i. Estimate annual electricity demand during operation of the proposed action: ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/le other): iii. Will the proposed action require a new, or an upgrade, to an existing substation? 	Yes No
I. Hours of operation. Answer all items which apply. i. During Construction: ii. During Operations: • Monday - Friday: • Monday - Friday: • Saturday: • Saturday: • Sunday: • Sunday: • Holidays: • Holidays:	

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?	□Yes□No	86
If yes:		
i. Provide details including sources, time of day and duration:		
		_
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?	☐ Yes ☐ No	_
Describe:		
n. Will the proposed action have outdoor lighting?	☐ Yes ☐ No	
If yes: i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:		
i. Describe source(s), rocaron(s), neight of fixture(s), uncerton and proximity to hearest occupied structures.		
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?	□Yes□No	
Describe:		
 Does the proposed action have the potential to produce odors for more than one hour per day? If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest 	☐ Yes ☐ No	
occupied structures:		
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons)	☐ Yes ☐ No	
or chemical products 185 gallons in above ground storage or any amount in underground storage?		
If Yes:		
i. Product(s) to be stored ii. Volume(s) per unit time (e.g., month, year)		
iii. Generally, describe the proposed storage facilities:		_
		-
q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides,	☐ Yes ☐No	
insecticides) during construction or operation?		
If Yes: i. Describe proposed treatment(s):		
i. Describe proposed dealinously,		
,		
ii. Will the proposed action use Integrated Pest Management Practices?	☐ Yes ☐No	_
r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal	☐ Yes ☐No	
of solid waste (excluding hazardous materials)?		
If Yes:		
i. Describe any solid waste(s) to be generated during construction or operation of the facility:		
 Construction: tons per (unit of time) Operation: tons per (unit of time) 		
ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:		
• Construction:		
Operation:		-
iii. Proposed disposal methods/facilities for solid waste generated on-site:		-
• Construction:		_
		_
Operation:		_

s. Does the proposed action include construction or modif If Yes: i. Type of management or handling of waste proposed f other disposal activities): ii. Anticipated rate of disposal/processing:	For the site (e.g., recyclin	ng or transfer station, compostin	Yes No 87
Tons/month, if transfer or other non-co Tons/hour, if combustion or thermal tr iii. If landfill, anticipated site life:	ombustion/thermal treat eatment	ment, or	
t. Will the proposed action at the site involve the commerce waste? If Yes: i. Name(s) of all hazardous wastes or constituents to be a	,		— —
ii. Generally describe processes or activities involving ha	zardous wastes or const		
iii. Specify amount to be handled or generatedtor iv. Describe any proposals for on-site minimization, recycles.	ns/month cling or reuse of hazardo	ous constituents:	
v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No If Yes: provide name and location of facility:			
If No: describe proposed management of any hazardous w	astes which will not be s	sent to a hazardous waste facili	ty:
E. Site and Setting of Proposed Action	.,		
E.1. Land uses on and surrounding the project site a. Existing land uses. i. Check all uses that occur on, adjoining and near the pr ☐ Urban ☐ Industrial ☐ Commercial ☐ Resider ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (ii. If mix of uses, generally describe:	ntial (suburban) 🔲 R	ural (non-farm)	
b. Land uses and covertypes on the project site. Land use or	Current	Acreage After	Change
Covertype	Acreage	Project Completion	(Acres +/-)
Roads, buildings, and other paved or impervious surfaces			
Forested			
Meadows, grasslands or brushlands (non- agricultural, including abandoned agricultural)			
Agricultural (includes active orchards, field, greenhouse etc.)			
Surface water features			
(lakes, ponds, streams, rivers, etc.)			
Wetlands (freshwater or tidal)			
Non-vegetated (bare rock, earth or fill)			. <u>. </u>
Other Describe:			
		1 1	

c. Is the project site presently used by members of the community for public recreation? i. If Yes: explain:	□Yes□No 88
 d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? If Yes, i. Identify Facilities: 	□Yes□No
i. ruentry i aemites.	
e. Does the project site contain an existing dam? If Yes:	□Yes□No
i. Dimensions of the dam and impoundment:	
Dam height: feet	
• Dam length: feet	
Surface area: acres	
Volume impounded: gallons OR acre-feet	
ii. Dam's existing hazard classification:	
iii. Provide date and summarize results of last inspection:	
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility Yes:	□Yes□No lity?
i. Has the facility been formally closed?	☐Yes☐ No
If yes, cite sources/documentation:	
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:	
	-
iii. Describe any development constraints due to the prior solid waste activities:	
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes:	□Yes□No
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurre	ed:
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? If Yes:	□Yes□ No
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:	□Yes□No
Yes - Spills Incidents database Provide DEC ID number(s):	
☐ Yes – Environmental Site Remediation database Provide DEC ID number(s): ☐ Neither database	
ii. If site has been subject of RCRA corrective activities, describe control measures:	
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? If yes, provide DEC ID number(s):	□Yes□No
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):	

v. Is the project site subject to an institutional control limiting property uses?	☐Yes☐No {
1	(
If yes, DEC site ID number: Describe the type of institutional control (e.g., deed restriction or easement):	
Describe any use limitations: Describe any engineering controls:	
Describe any engineering controls:	
Will the project affect the institutional or engineering controls in place? Explain:	☐ Yes ☐ No
Explain:	
E.2. Natural Resources On or Near Project Site	<u></u>
a. What is the average depth to bedrock on the project site? feet	
b. Are there bedrock outcroppings on the project site?	☐ Yes ☐ No
If Yes, what proportion of the site is comprised of bedrock outcroppings?%	
c. Predominant soil type(s) present on project site:	
%	
d. What is the average depth to the water table on the project site? Average: feet	
e. Drainage status of project site soils: Well Drained: % of site	
Moderately Well Drained:% of site	
Poorly Drained% of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site	
10-15%: % of site 15% or greater: % of site	
g. Are there any unique geologic features on the project site? If Yes, describe:	□Yes□No
11 1 cs, describe.	
 h. Surface water features. i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, 	□Yes□No
ponds or lakes)?	
ii. Do any wetlands or other waterbodies adjoin the project site?	∐Yes∐No
If Yes to either i or ii, continue. If No, skip to E.2.i.	
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal,	□Yes□No
state or local agency? iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
Streams: Name Classification	
Wetlands: Name Approximate Size	
• Wetland No. (if regulated by DEC)	—
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies?	□Yes□No
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	□Yes□No
j. Is the project site in the 100-year Floodplain?	☐Yes ☐No
k. Is the project site in the 500-year Floodplain?	□Yes □No
l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?	☐Yes ☐No
If Yes:	
i. Name of aquifer:	

m. Identify the predominant wildlife species that occupy or use the	project site:	90
n. Does the project site contain a designated significant natural com If Yes: i. Describe the habitat/community (composition, function, and base)	-	□Yes □No
 ii. Source(s) of description or evaluation: iii. Extent of community/habitat: Currently: Following completion of project as proposed: Gain or loss (indicate + or -): 	acres acres acres	T Vac This
 o. Does project site contain any species of plant or animal that is list endangered or threatened, or does it contain any areas identified a lf Yes: i. Species and listing (endangered or threatened): 	s habitat for an endangered or threatened spec	☐ Yes☐No .ies?
 p. Does the project site contain any species of plant or animal that is special concern? If Yes: i. Species and listing: 	•	□Yes□No
q. Is the project site or adjoining area currently used for hunting, tral If yes, give a brief description of how the proposed action may affect		∐Yes∐No
E.3. Designated Public Resources On or Near Project Site		······································
a. Is the project site, or any portion of it, located in a designated agri Agriculture and Markets Law, Article 25-AA, Section 303 and 30 If Yes, provide county plus district name/number:	04?	∐Yes ∏No
 b. Are agricultural lands consisting of highly productive soils present. i. If Yes: acreage(s) on project site? ii. Source(s) of soil rating(s): 		□Yes □No
 c. Does the project site contain all or part of, or is it substantially convatural Landmark? If Yes: i. Nature of the natural landmark:	Geological Feature	
d. Is the project site located in or does it adjoin a state listed Critical If Yes: i. CEA name: ii. Basis for designation: iii. Designating agency and date:	Environmental Area?	□Yes□No

e. Does the project site contain, or is it substantially contiguous to, a but which is listed on the National or State Register of Historic Places, of Office of Parks, Recreation and Historic Preservation to be eligible for If Yes:	or that has been determined by the Commiss	☐ Yes☐ No ioner of the NYS 91 laces?	
i. Nature of historic/archaeological resource: Archaeological Site	Historic Building or District		
iii. Brief description of attributes on which listing is based:			
f. Is the project site, or any portion of it, located in or adjacent to an ar archaeological sites on the NY State Historic Preservation Office (SI		□Yes□No	
g. Have additional archaeological or historic site(s) or resources been if Yes:	□Yes□No		
i. Describe possible resource(s): ii. Basis for identification:			
h. Is the project site within fives miles of any officially designated and scenic or aesthetic resource? If Yes: i. Identify resource:		□Yes□No	
ii. Nature of, or basis for, designation (e.g., established highway overletc.):	ook, state or local park, state historic trail o	r scenic byway,	
 i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666? If Yes: 	e Wild, Scenic and Recreational Rivers	☐ Yes ☐ No	
i. Identify the name of the river and its designation:ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666?		∐Yes∐No	
F. Additional Information Attach any additional information which may be needed to clarify you If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.	•	npacts plus any	
G. Verification I certify that the information provided is true to the best of my knowled	edge.		
Applicant/Sponsor Name Andrew Rellly, AICP	Date_3/8/2023		
Signature (1)	Title Director of Planning & Environ. Services, Wendel		

